

**CITY COUNCIL AGENDA**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

THESE PROCEEDINGS ARE BEING PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT [www.kclv.tv](http://www.kclv.tv). THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 1:00 PM.

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - REVEREND MARY BREDLAU, CHRIST EPISCOPAL CHURCH
- PLEDGE OF ALLEGIANCE

**MINUTES:**

PRESENT: MAYOR GOODMAN and COUNCIL MEMBERS REESE, M. McDONALD, BROWN, L.B. McDONALD, and MACK

EXCUSED: COUNCILMAN WEEKLY (Mayor Goodman explained that he was attending to EOB business.)

Also Present: ACTING CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER BETSY FRETWELL, CITY ATTORNEY BRAD JERBIC, ASSISTANT CITY ATTORNEY JOHN REDLEIN, DEPUTY CITY ATTORNEY TOM GREEN, DEPUTY CITY ATTORNEY BRYAN SCOTT (P.M. Session), and CITY CLERK BARBARA JO RONEMUS

ANNOUNCEMENT MADE – Meeting noticed and posted at the following locations:

Las Vegas Library, 833 Las Vegas Boulevard North

Senior Citizens Center, 450 E. Bonanza Road

Clark County Government Center, 500 S. Grand Central Parkway

Court Clerk's Bulletin Board, City Hall

City Hall Plaza, Posting Board

(9:04)

1-1

REVEREND MARY BREDLAU, Christ Episcopal Church, gave the invocation.

(9:04 – 9:05)

1-20

# *City of Las Vegas*

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Announcements

**MINUTES – Continued:**

MAYOR GOODMAN led the audience in the Pledge.  
(9:05 – 9:07)

**1-44**

COUNCILWOMAN McDONALD extended her condolences to County Commissioner Yvonne Atkinson-Gates for the recent loss of her mother. Also, COUNCILWOMAN McDONALD congratulated her mother- and father-in-law, Shirley and Thomas McDonald, on their 49<sup>th</sup> wedding anniversary. Mr. and Mrs. McDonald were in the audience.

(9:36 – 9:37)

**1-1030**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC AFFAIRS**

**DIRECTOR: DAVID RIGGLEMAN**

☐

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**CEREMONIAL:**

RECOGNITION OF CITIZEN OF THE MONTH

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

**MOTION:**

None required.

**MINUTES:**

COUNCILWOMAN McDONALD invited Jean Kildoff, President, Catholic Charities of Southern Nevada Board of Trustees, to assist her in recognizing Frank Richa, Director of Residential Services for Catholic Charities of Southern Nevada, as September's Citizen of the Month. COUNCILWOMAN McDONALD said that Mr. Richa has played a key role in making so many of the Catholic Charities projects for the homeless become a reality, especially the recent \$10.8 million lead redevelopment project that is going to help so many people in need of shelter and housing. She said that during her six-year tenure as Trustee with Catholic Charities she has felt privileged and honored to serve with Mr. Richa for making so many residential services happen.

MR. RICHA thanked the Council members for recognizing and honoring the work that Catholic Charities has done and will continue to do. He also gave thanks to the following organizations for their contributions to Catholic Charities: Don W. Reynolds Foundation, Leid Foundation, Fratitta Foundation, the City of Las Vegas, and Clark County.

MS. KILDORFF stated that she is new to the Board, but not to Catholic Charities, as she served for many years as a volunteer. She felt proud to be able to work with Mr. Richa, who is a great asset to the Board.

(9:07 – 9:10)

**AGENDA SUMMARY PAGE**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PUBLIC AFFAIRS**

**DIRECTOR: DAVID RIGGLEMAN**

☐

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**CEREMONIAL:**

PRESENTATION OF THE ASSOCIATION OF METROPOLITAN SEWERAGE AGENCIES  
2002 PEAK PERFORMANCE GOLD AWARD

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

**MOTION:**

None required.

**MINUTES:**

RICHARD GOECKE, Director, Public Works, and Dave Mendenhall, Manager, Environmental Division, came forward to assist with this presentation. COUNCILMAN BROWN indicated that in May 2002 the Association of Metropolitan Sewerage Agencies recognized the City's Environmental Division with the 2002 Peak Performance Gold Award for its performance during calendar year 2001. In order to receive the award, there has to be 100% compliance. The City's Environmental Division operates the water pollution control facility and two satellite reuse facilities. People who live in the desert realize how precious water is and know the importance of treating the water and returning it to Lake Mead. The City of Las Vegas should be proud of the 106 employees in the division who protect the public health by properly and effectively treating the water.

MR. GOECKE said that treating 700 gallons of water every second for 365 days of the year is standard operating procedure for the 106 employees that operate the facilities.

MR. MENDENHALL indicated that the division is already working on its fourth award. He pointed out that what makes this award so special is that it was achieved during a \$100 million renovation construction project. He gave thanks to the City Council for its support of the water plant.

(9:10 – 9:14)

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC AFFAIRS**

**DIRECTOR: DAVID RIGGLEMAN**

☐

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**CEREMONIAL:**

RECOGNITION OF AMERICAN LEGION LAS VEGAS SPARTANS AS AMERICAN  
LEGION WESTERN CHAMPIONS

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

**MOTION:**

None required.

**MINUTES:**

COUNCILMAN BROWN called up the following people from the American Legion for this presentation: ART BESSER, President of Southern Nevada American Legion Baseball, SAM RUVALO, American Legion Department of Nevada Baseball Chairman and Former State Commander, and HARRY COWAN, Department Commander for the State of Nevada. He also mentioned that JANICE ROWLAND, Principal, and DR. CRAIG HILL, Assistant Principal, of Cimarron High School were present, as many of the players on the American Legion Baseball Team are affiliated with Cimarron High School.

COUNCILMAN BROWN said that those that follow youth sports realize that Southern Nevada has come a long way in getting regional presence and national exposure. When any team in any sport takes the Las Vegas banner to compete outside of the State, it brings great recognition and great pride to the local community. He explained that because Las Vegas hosted the Western Regionals it was able to have two teams. The Legion Team affiliated with Centennial High School won the lead title in the State Championship and the Spartans won the whole Western Regional. The two teams competed very well.

# *City of Las Vegas*

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Ceremonial

Recognition of American Legion Las Vegas Spartans as American Legion Western Champions

## **MINUTES – Continued:**

COUNCILMAN BROWN called up Team Manager KEVIN KOHLER and Coaches MIKE HURDLE, DOUG RUSSELL, and MIKE HUBEL to help him recognize the members of the Las Vegas Spartans, as each was handed a City of Las Vegas certificate of appreciation: DUSTIN BAXTER, CURTIS BLEAK, CHRIS DAVILA, BRANDON EARL, BRYCE EARL, JORGE ESQUIVEL, KYLE FITZPATRICK (could not be present), ROBERT GRANA, DUSTIN HOLLAND, JARED JOHNSON, KEONI KENNEDY, GARRETT KOHLER, MATT SCHMIDT, PAUL SCHMIDT, SHAWN STANDART, BRANDON TRODICK, MATTHEW WAGNER, JEFF WALSTON, MARK WILLINSKY, and ALLAN WOODWARD. COUNCILMAN BROWN noted that out of 6,000 teams nationwide these young men took the championship.

Two of the team members came up to speak. They thanked their fellow team members, the coaches, and the parents for all their patience. The team has been together for ten years and they consider themselves as a family. They have been through a lot of ups and downs and this is certainly a great way to go out.

MR. KOHLER said that the team did very well under pressure. He thanked the community for all its support, especially because there is so much competition in baseball. He also thanked the Council for honoring the team.

Finally, COUNCILMAN BROWN presented MR. COWAN, MR. RUVOLO, and MR. BESSER with a plaque to acknowledge all their accomplishments. COUNCILMAN BROWN noted that without the commitment from the local American Legion it would not be possible for the team members to not only play a great game, but also to have the opportunity to go to college and, hopefully, go to the pros.

COUNCILMAN REESE interjected that he watched the team play three different times this year. The players were gentlemen before and after the game. It made him very proud to be present to recognize these fine young men.

(9:14 – 9:27)

**1-320**

# *City of Las Vegas*

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Ceremonial

Proclamation/Key to the City presentation to B Company 426<sup>th</sup> Forward Support Battalion of the U.S. Army 101<sup>st</sup> Airborne Division adopted by the City of Las Vegas through the "America Supporting Americans" Program

## **MOTION:**

**None required.**

## **MINUTES:**

With great pride, COUNCILWOMAN McDONALD announced the City's participation in the America Supporting Americans program, in which ordinary citizens adopt a military unit that may be stationed in the United States or overseas to give them moral support as they defend freedom. The City of Las Vegas is very excited to be adopting a unit that her father always spoke of when she was a little girl. This unit is the 101<sup>st</sup> Airborne from Fort Campbell Kentucky. Her dad used to say that this unit fell out of the sky, like eagles crushing the enemy. She knows that they were prepared then and are prepared now.

To help with this presentation, COUNCILWOMAN McDONALD called up Linda Patterson, representative of the American Supporting Americans Program, and Captain Kevin Groth, Company Commander, First Sergeant Jerry Tucker, Specialist Roberto Villa, and Specialist Vincent Padilla from B Company 426<sup>th</sup> Forward Support Battalion of the 101<sup>st</sup> Airborne Division of Fort Campbell Kentucky.

MS. PATTERSON appreciated the opportunity to speak about this wonderful program, which was first started when her brother wrote home from Vietnam asking for San Mateo, California, to adopt the unit. San Mateo has continued that relationship with the unit for many years and there is a great bond between them. The America Supporting Americans Program is about the community and the citizens showing their support for service men and women in the armed forces while they are defending the citizens of this country. She urged other agencies or organizations to adopt a unit and show support. She thanked the City of Las Vegas community for responding within three days to the petition for adoption of this unit.

CAPTAIN GROTH thanked the City for adopting the unit, especially in these troubled times where many men and women will be away from home.

FIRST SERGEANT TUCKER said that one of the duties of a First Sergeant is to be the keeper of the Guidon, which throughout history has been a symbol of the rallying point during combat. On behalf of the soldiers of Bravo Company 426, he presented the City with a Guidon that was prepared for the City. It reads: "Thank you for your loving support. May your future endeavors together continue to allow freedom to reign throughout this great nation."

# *City of Las Vegas*

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Ceremonial

Proclamation/Key to the City presentation to B Company 426<sup>th</sup> Forward Support Battalion of the U.S. Army 101<sup>st</sup> Airborne Division adopted by the City of Las Vegas through the "America Supporting Americans" Program

## **MINUTES - Continued:**

MAYOR GOODMAN noted that the City is supporting its employees who have been called to active military duty by continuing to pay their salaries while they are defending this country.

Ms. Patterson was given a Key to the City for all her hard work and support. A proclamation, a copy of which is made a part of the Final Minutes, was issued proclaiming 9/4/2002 as B Company 426<sup>th</sup> Forward Support Battalion of the US Army 101<sup>st</sup> Airborne Division (Air Assault) Day.

(9:27 – 9:36)

**1-745**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

**BUSINESS ITEMS:**

Any items from the morning session that the Council, staff and/or the applicant wishes to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

**MOTION:**

**REESE – Motion to bring forward and STRIKE Items 20 and 63 and Hold in ABEYANCE Items 71, 79, and 80 to 9/18/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

MAYOR GOODMAN announced that the action to hold Redevelopment Agency Item 3, which is related to Item 71, in abeyance to 9/18/2002 would be taken during the Redevelopment Agency meeting, following the City Council meeting.

There was no further discussion.

(9:38 – 9:40)

**1-1139**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR:** BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

**BUSINESS ITEMS:**

Approval of the Final Minutes by reference of the Regular City Council Meeting of August 7, 2002

**MOTION:**

**REESE – APPROVED by Reference – UNANIMOUS with Weekly excused**

**MINUTES:**

There was no discussion.

(9:40)

**1-1202**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: BUSINESS DEVELOPMENT****DIRECTOR: LESA CODER**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval to waive five year option to repurchase and approve transfer of property located at 2701 Crimson Canyon Drive (Las Vegas Golf and Tennis, Inc.) - Ward 4 (Brown)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In April, 1998 the City sold two acres of property in Las Vegas Technology Center to Las Vegas Golf and Tennis, Inc. for construction of a manufacturers and distribution facility. As part of the Purchase Agreement, the City retained the option to re-purchase (at initial land cost plus cost of all improvements) if the property was sold. Las Vegas Golf and Tennis Inc. has asked for the remaining six months of the option to be waived in order to complete the sale to Mechanical Products Nevada, Inc. (MPNI) a high-tech hydraulic equipment company.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Letter of request from Kolesar and Leatham dated August 15, 2002
3. Disclosure of Principals
4. Site Map

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

NOTE: Subsequent to the meeting, it was clarified with the maker of the motion that Consent Item 3 should be included as approved as part of the Consent motion.

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Business Development

Item 3 – Approval to waive a five-year option to repurchase and approve transfer of property located at 2710 Crimson Canyon Drive (Las Vegas Golf and Tennis, Inc.)

**MOTION - Continued:**

NOTE: COUNCILMAN MACK disclosed that although his brother STEVEN MACK owns SuperPawn shops in the vicinity of the locations involved in Items 11 and 19, he would be voting, as he has not discussed the matter with his brother, and he does not believe that his brother's shops will be impacted.

NOTE: COUNCILMAN McDONALD disclosed that he too is a member of the Knights of Columbus and asked City Attorney Jerbic whether he would also have to abstain on Item 12. CITY ATTORNEY JERBIC advised that he did not have to abstain because he is a member of the Council for St. Francis, which is different from that of St. Elizabeth Ann Seton.

**MINUTES:**

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all of the Real Estate Items on the Consent Agenda and joins with the recommendation of staff that they be approved by the City Council.

There was no related discussion.

(9:40 – 9:44)

**1-1217**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of paying the personal injury claim of Russell Swain and Sharon Collins on behalf of Shantelle Swain (\$83,338 - Tort Self-Insurance Fund)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$83,338

☒

**Budget Funds Available**

**Dept./Division:** Human Resources/Ins. Services

☐

**Augmentation Required**

**Funding Source:** Tort Self Insurance Fund

**PURPOSE/BACKGROUND:**

Paying the claim of Russell Swain and Sharon Collins on behalf of Shantelle Swain.

**RECOMMENDATION:**

Payment is recommended.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: DETENTION AND ENFORCEMENT****DIRECTOR: MICHAEL SHELDON**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a grant award #1999CKWX90232 for funds from the U.S. Department of Justice, Office of Community Policing Services for Video Teleconferencing Technology Initiative to assist agencies with costs involved in installing equipment to allow video conferencing technology for agencies holding Immigration and Naturalization Services detainees (\$62,500 award amount - no matching funds)

**Fiscal Impact**☒**No Impact****Amount:** \$62,500☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The U.S. Department of Justice, makes funds available to state and local agencies under the Community Oriented Policing Services (COPS), Video Teleconferencing Technology Initiative. Immigration and Naturalization Services is coordinating an effort to install video conferencing equipment for agencies holding INS Detainees. The City of Las Vegas has been approved as a participant and is anticipating \$62,500 of funding will be made available. There will be no fiscal impact to the City of Las Vegas. We are not required to obligate matching funds and no personnel costs will be incurred.

**RECOMMENDATION:**

Approve

**BACKUP DOCUMENTATION:**

1. Grant Application
2. Notification of Award
3. Notification of Extension

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Detention and Enforcement

Item 5 - Approval of a grant award #1999CKWX90232 for funds from the U.S. Department of Justice, Office of Community Policing Services for Video Teleconferencing Technology Initiative to assist agencies with costs involved in installing equipment to allow video conferencing technology for agencies holding Immigration and Naturalization Services detainees (\$62,500 award amount - no matching funds)

**MOTION – Continued:**

**Item 20:** STRICKEN under separate action (see individual item)

**Item 56:** ABEYANCE to 9/18/2002 under separate action (see individual item)

**Item 58:** APPROVED under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: DETENTION AND ENFORCEMENT****DIRECTOR: MICHAEL SHELDON**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a grant award #2000CKWX0181 for funds from the U.S. Department of Justice, Office of Community Policing Services, Video Teleconferencing Technology Initiative to assist agencies with recurring costs involved in leasing ISDN connectivity to allow video conferencing technology for agencies holding Immigration and Naturalization detainees (\$5,184 award amount- no matching funds)

**Fiscal Impact**☒**No Impact****Amount: \$5,184**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The U.S. Department of Justice, makes funds available to state and local agencies under the Community Oriented Policing Services (COPS), Video Teleconferencing Technology Initiative. Immigration and Naturalization Services is coordinating an effort to install video conferencing equipment for agencies holding INS Detainees. The City of Las Vegas has been approved as a participant and is anticipating \$5,184 of funding for the leasing of ISDN lines and establishing connectivity between agencies. There will be no fiscal impact to the City of Las Vegas. We are not required to obligate matching funds and no personnel costs will be incurred.

**RECOMMENDATION:**

Approve

**BACKUP DOCUMENTATION:**

1. Grant Application
2. Notification of Award
3. Notification of Extension

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Detention and Enforcement

Item 6 - Approval of a grant award #2000CKWX0181 for funds from the U.S. Department of Justice, Office of Community Policing Services, Video Teleconferencing Technology Initiative to assist agencies with recurring costs involved in leasing ISDN connectivity to allow video conferencing technology for agencies holding Immigration and Naturalization detainees (\$5,184 award amount- no matching funds)

**MOTION – Continued:**

**Item 20:** STRICKEN under separate action (see individual item)

**Item 56:** ABEYANCE to 9/18/2002 under separate action (see individual item)

**Item 58:** APPROVED under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$50,003,276.59

☒

**Budget Funds Available**

**Dept./Division:** Accounting Operations

☐

**Augmentation Required**

**Funding Source:** All Funds

**PURPOSE/BACKGROUND:**

In compliance with the City's Municipal Code, Chapter 4.12, this is an informational item that provides the dollar amount of disbursements processed by the Finance and Business Services Department.

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Summary of cash expenditures for the period 07/16/02 - 07/31/02

Total Services and Materials Checks	\$	18,031,150.02
Total Payroll Checks	\$	4,766,387.70
Total Wire Transfers	\$	27,205,738.87
Total NBS & City Investments		0.00

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval to increase funding for the Downtown Area Command (DTAC) from \$4,250,000 to \$4,750,000 (\$500,000 - Detention and Enforcement Capital Projects Fund) - Ward 5 (Weekly)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$500,000

☐

**Budget Funds Available**

**Dept./Division:** Public Works

☒

**Augmentation Required**

**Funding Source:** Detention & Enforcement CPF

**PURPOSE/BACKGROUND:**

Estimates for construction of the DTAC currently indicate a funding shortfall of approximately \$500,000. Debt service requirements for METRO area command construction has been reduced by approximately \$1 million for fiscal year 2003. This cost avoidance can be used to provide the additional funding for DTAC construction.

**RECOMMENDATION:**

Staff recommends approval to transfer \$500,000 of the planned METRO contribution from the General Fund to the Detention & Enforcement Capital Project Fund.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Las Vegas Metropolitan Police Department (LVMPD) Fiscal Affairs' request for additional funds to cover incurred but not reported (IBNR) run-out claims from the LVMPD employees covered by the now-defunct PPA self-insured group medical plan (\$152,337.38 - General Fund)

**Fiscal Impact**☐**No Impact****Amount:** \$152,337.38☒**Budget Funds Available****Dept./Division:** Budget & Finance☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

On July 31, 2002, the LVMPD Fiscal Affairs Committee approved a budget augmentation to provide funding of \$1,502,054 for the newly-formed Las Vegas Metropolitan Police Department Employees Health and Welfare Trust, to be used immediately and temporarily for the PPA insurance program for expeditious payment of outstanding employee insurance claims. The City of Las Vegas portion is \$152,337.38.

Funding is available through the General Fund due to a reduction in the planned City of Las Vegas (CLV) contribution for METRO debt service requirements. The County will use excess bond proceeds to pay this year's debt service on the substation bonds in lieu of the CLV contribution.

**RECOMMENDATION:**

Staff recommends approval.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent - Finance and Business Services

Item 9 - Approval of Las Vegas Metropolitan Police Department (LVMPD) Fiscal Affairs' request for additional funds to cover incurred but not reported (IBNR) run-out claims from the LVMPD employees covered by the now-defunct PPA self-insured group medical plan (\$152,337.38 - General Fund

**MOTION – Continued:**

**Item 20:** STRICKEN under separate action (see individual item)

**Item 56:** ABEYANCE to 9/18/2002 under separate action (see individual item)

**Item 58:** APPROVED under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event Liquor License for Las Vegas Stampede subject to all applicable departmental approvals at the event location, Location: 100 South Grand Central Pkwy., Dates: September 19-22, 2002, Type: Special Event Beer/Wine, Event: Las Vegas Stampede Chuck Wagon Races, Responsible Person in Charge: Seyed Emamzadeh - Ward 5 (Weekly)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event Liquor License

**RECOMMENDATION:**

Recommend approval subject to all applicable departmental approvals at the event location

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event Liquor License for Stratosphere Tower Casino & Hotel, Location: Stratosphere Tower Casino & Hotel, 2000 Las Vegas Blvd., South, North Parking Lot / Temporary Outdoor Amphitheater, Dates: September 6, 2002, September 21, 2002, Type: Special Event Beer/Wine, Events: Billy Ray Cyrus Concert, Boxing Event, Responsible Person in Charge: Christina Rogers - Ward 1 (M. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event Liquor License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

NOTE: COUNCILMAN MACK disclosed that although his brother STEVEN MACK owns SuperPawn shops in the vicinity of the locations involved in Items 11 and 19, he would be voting, as he has not discussed the matter with his brother, and he does not believe that his brother's shops will be impacted.

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Finance and Business Services

Item 11 - Approval of a Special Event Liquor License for Stratosphere Tower Casino & Hotel, Location: Stratosphere Tower Casino & Hotel, 2000 Las Vegas Blvd., South, North Parking Lot / Temporary Outdoor Amphitheater, Dates: September 6, 2002, September 21, 2002, Type: Special Event Beer/Wine, Events: Billy Ray Cyrus Concert, Boxing Event, Responsible Person in Charge: Christina Rogers

**MINUTES:**

There was no further discussion.

(9:40 – 9:44)

1-1217



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event Liquor License for St. Elizabeth Ann Seton Catholic Church,  
Location: Church Campus, 1811 Pueblo Vista Drive, Dates: October 25-26, 2002, Event: Third  
Annual Fall Festival, Responsible Person in Charge: Walter S. Wilgus - Ward 4 (Brown)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event Liquor License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

NOTE: COUNCILMAN McDONALD disclosed that he too is a member of the Knights of Columbus and asked City Attorney Jerbic whether he would also have to abstain on Item 12. CITY ATTORNEY JERBIC advised that he did not have to abstain because he is a member of the Council for St. Francis, which is different from that of St. Elizabeth Ann Seton.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Finance and Business Services

Item 12 - Approval of a Special Event Liquor License for St. Elizabeth Ann Seton Catholic Church, Location: Church Campus, 1811 Pueblo Vista Drive, Dates: October 25-26, 2002, Event: Third Annual Fall Festival, Responsible Person in Charge: Walter S. Wilgus

**MINUTES:**

There was no further discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event Liquor License for Halau Ha'a O Heleloa - Ladd Heleloa, Location: Sammy Davis Jr. Festival Plaza, 720 Twin Lakes Drive, Date: September 21, 2002, Type: Special Event Beer/Wine, Event: An Evening with Genoa Keawe, Responsible Person in Charge: Ladd Heleloa - Ward 5 (Weekly)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event Liquor License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event Liquor License for Mexican Patriotic Committee, Location: Freedom Park, Mojave Rd. & Washington Ave., Date: September 14, 2002, Type: Special Event Beer/Wine/Cooler, Event: Family Picnic, Responsible Person in Charge: Eddie Escobedo - Ward 3 (Reese)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event Liquor License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event Liquor License for Thai Cultural Art Association of Las Vegas,  
Location: 800 Brush Street, Date: September 17, 2002, Type: Special Event Beer/Wine, Event:  
Thai Performing Arts Appreciation Day 2002, Responsible Person in Charge: Apichard  
Sangsingkeo - Ward 1 (M. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event Liquor License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Key Employee for a Tavern Liquor License and a Liquor Caterer Liquor License, Hostpur Resorts Nevada, Inc., dba JW Marriott Las Vegas Resort, Spa and Golf at the Resort at Summerlin, 221 North Rampart Blvd., James L. Rose, Gen Mgr - Ward 2 (L.B. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of Key Employee for a Tavern Liquor License and a Liquor Caterer Liquor License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Key Employee for a Tavern Liquor License and a Restricted Gaming License for 15 slots, L & I Properties, Inc., dba O'Aces Bar & Grill, 3003 North Rainbow Blvd., Tara L. Shapiro, Mgr - Ward 6 (Mack)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of Key Employee for a Tavern Liquor License and a Restricted Gaming License for 15 slots

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a new Burglar Alarm Service License, Efficient Enterprises, Inc., dba Efficient Electric, 1220 South Commerce Street, Steven S. Menzies, Dir, Pres, and Terri L. Menzies, Dir, Secy, Treas, 100% jointly as husband as wife - Ward 1 (M. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a new Burglar Alarm Service License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

Map

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a new Burglar Alarm Service License, Moore Protection Services, Inc., dba Moore Protection Services, Inc., 3111 South Valley View Blvd., Suite Z-107, Franklin D. Moore, Dir, Pres, Secy, Treas, 100% - County

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a new Burglar Alarm Service License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

NOTE: COUNCILMAN MACK disclosed that although his brother STEVEN MACK owns SuperPawn shops in the vicinity of the locations involved in Items 11 and 19, he would be voting, as he has not discussed the matter with his brother, and he does not believe that his brother's shops will be impacted.

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Finance and Business Services

Item 19 - Approval of a new Burglar Alarm Service License, Moore Protection Services, Inc., dba Moore Protection Services, Inc., 3111 South Valley View Blvd., Suite Z-107, Franklin D. Moore, Dir, Pres, Secy, Treas, 100%

**MINUTES:**

There was no further discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a new Psychic Art and Science License, Judy Gale Abbasi, dba Judy Gail, 6848 West Charleston Blvd., Judy G. Abbasi, 100% - Ward 1 (M. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a new Psychic Art and Science License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

Map

**MOTION:**

**REESE – Motion to bring forward and STRIKE Items 20 and 63 and Hold in ABEYANCE Items 71, 79, and 80 to 9/18/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

There was no related discussion.

(9:38 – 9:40)

**1-1139**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of award of Bid Number 02.1730.21-RC, Alta Drive Roadway Reconstruction - Rainbow Boulevard to Torrey Pines Drive and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$445,153 - Special Revenue Fund) - Ward 1 (M. McDonald)

**Fiscal Impact**☐**No Impact****Amount:** \$445,153☒**Budget Funds Available****Dept./Division:** Public Works/Eng. Design☐**Augmentation Required****Funding Source:** Special Revenue Fund**PURPOSE/BACKGROUND:**

The scope of work for this project includes pulverization and grading of the existing pavement to construct a new base course; construction of new asphalt concrete pavement, culverts, manholes, drop inlets and handicap ramps. This project is located between Rainbow Boulevard and Torrey Pines Drive on Alta Drive.

POC: Darren Keser - (702) 251-5800

**RECOMMENDATION:**

That the City Council approve the award of Bid Number 02.1730.21-RC, Alta Drive Roadway Reconstruction - Rainbow Boulevard to Torrey Pines Drive to Las Vegas Paving Corporation in the amount of \$445,153 and approve a construction conflicts & contingency reserve of \$159,000.

**BACKUP DOCUMENTATION:**

Submitted after meeting: Bid Contract

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Finance and Business Services

Item 21 - Approval of award of Bid Number 02.1730.21-RC, Alta Drive Roadway Reconstruction - Rainbow Boulevard to Torrey Pines Drive and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$445,153 - Special Revenue Fund)

**MOTION – Continued:**

Item 20: STRICKEN under separate action (see individual item)

Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)

Item 58: APPROVED under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of issuance of a purchase order for an Annual Requirements Contract for Case Off Road Original Equipment Manufacturer (OEM) Parts and Service (DAR) - Department of Field Operations - Award recommended to: HERTZ EQUIPMENT RENTAL (Estimated annual usage amount of \$50,000 - Internal Service Fund)

**Fiscal Impact**☐**No Impact****Amount:** \$50,000☒**Budget Funds Available****Dept./Division:** Field Operations/Fleet Trans.☐**Augmentation Required****Funding Source:** Internal Service Fund**PURPOSE/BACKGROUND:**

This request will provide for an annual requirements contract for replacement of original equipment manufacturer parts and service for the City's fleet of Case Off Road Equipment. The contract period will be from date of award through October 31, 2003 with annual one-year renewal options as long as the bidding exemption exists.

This request is exempt from the competitive bidding procedures pursuant to NRS 332.115.1(a), Items which may only be contracted from a sole source.

POC: Bob Beardsley - (702) 876-2223

**RECOMMENDATION:**

That City Council approve issuance of a P.O. for an ARC for replacement of OEM parts & service of Case Off Road Equipment from date of award through Oct. 31, 2003 w/annual one year renewal options as long as the bidding exemption exists to Hertz Equipment Rental in the estimated annual usage of \$50,000.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent - Finance and Business Services

Item 22 – Approval of issuance of a purchase order for an Annual Requirements Contract for Case Off Road Original Equipment Manufacturer (OEM) Parts and Service (DAR) - Department of Field Operations - Award recommended to: HERTZ EQUIPMENT RENTAL (Estimated annual usage amount of \$50,000 - Internal Service Fund)

**MOTION – Continued:**

Item 20: STRICKEN under separate action (see individual item)

Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)

Item 58: APPROVED under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of issuance of a purchase order for a mobile lifting system and accessories (DAR) - Department of Fire and Rescue - Award recommended to: AUTOMOTIVE RESOURCES, INC. (\$35,152 - General Fund)

**Fiscal Impact**

☐

**No Impact**

**Amount: \$35,152**

☒

**Budget Funds Available**

**Dept./Division: Fire & Rescue Services**

☐

**Augmentation Required**

**Funding Source: General Fund**

**PURPOSE/BACKGROUND:**

This request will provide for an additional mobile lifting system and accessories to be used in the fire mechanic shop for lifting wheels & tires off fire apparatus.

This request is exempt from the competitive bidding procedures pursuant to NRS 332.115.1(d), Equipment which, by reason of the training of the personnel or of any inventory of replacement parts maintained by the local government is compatible with existing equipment.

POC: William E. Jungen - (800) 562-3250

**RECOMMENDATION:**

That the City Council approve the issuance of a purchase order for a mobile lifting system and accessories to Automotive Resources, Inc. in the amount of \$35,152.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent - Finance and Business Services

Item 23 - Approval of issuance of a purchase order for a mobile lifting system and accessories (DAR) - Department of Fire and Rescue - Award recommended to: AUTOMOTIVE RESOURCES, INC. (\$35,152 - General Fund)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of award of Bid Number 03.1730.01-RC, Desert Inn Road and Crystal Water Way/El Capitan Way Traffic Signal and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: STETSON ELECTRIC, INC. (\$307,234 - Special Revenue Fund) - Ward 2 (L.B. McDonald)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$307,234

☒

**Budget Funds Available**

**Dept./Division:** Public Works

☐

**Augmentation Required**

**Funding Source:** Special Revenue Fund

**PURPOSE/BACKGROUND:**

The project consists of installing one complete offset traffic signal at the intersection of Desert Inn Road and Crystal Water Way/El Capitan Way and installing underground conduits, pullboxes, foundations, poles, removing and constructing concrete sidewalk, concrete sidewalk ramp, concrete curb & gutter and AC pavement.

POC: Doug Bailey - (702) 387-5873

**RECOMMENDATION:**

That the City Council approve the award of Bid Number 03.1730.01-RC, Desert Inn Road and Crystal Water Way/El Capitan Way Traffic Signal to Stetson Electric, Inc. in the amount of \$307,234 and approve a construction conflicts & contingency reserve of \$36,000.

**BACKUP DOCUMENTATION:**

Submitted after meeting: Bid Contract

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Finance and Business Services

Item 24 - Approval of award of Bid Number 03.1730.01-RC, Desert Inn Road and Crystal Water Way/El Capitan Way Traffic Signal and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: STETSON ELECTRIC, INC. (\$307,234 - Special Revenue Fund)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of substitution of subcontractor for Bid Number 01.15341.30-LED, Parson Park - Department of Public Works - Award recommended to: SEQUOIA ELECTRIC - Ward 6 (Mack)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

On May 15, 2002, City Council awarded Bid Number 01.15341.30-LED, Parson Park, in the amount of \$1,670,622 to Las Vegas Paving Corporation (LVPC). LVPC has stated in its request for subcontractor substitution that the original electrical subcontractor - Casas Electric Inc. - is unable to provide the required bonding for this project. Therefore, it is the request of LVPC that Sequoia Electric be allowed to perform work originally intended for Casas Electric, Inc.

POC: Jay Smith - (702) 251-5800

**RECOMMENDATION:**

That the City Council approve the substitution of subcontractor for Bid Number 01.15341.30-LED, Parson Park from Casas Electric, Inc. to Sequoia Electric.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Finance and Business Services

Item 25 – Approval of substitution of subcontractor for Bid Number 01.15341.30-LED, Parson Park - Department of Public Works - Award recommended to: SEQUOIA ELECTRIC

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of rejection of all bids received on Bid Number 030007-DAR, Furnish and Install Wrought Iron Fence at James Gay Park - Department of Field Operations - Ward 5 (Weekly)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Field Operations/Parks

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Work under this project called for the furnishing and installation of a wrought iron fence around James Gay Park.

The budgeted amount of this project was \$80,000; however, all three bids received exceeded \$100,000, the amount at which payment of prevailing wages is required. This requirement was not included in the original bidding documents. As such, staff is recommending rejection of all bids and requesting approval to rebid with the inclusion of the prevailing wages requirement added to the bidding documents.

**RECOMMENDATION:**

That the City Council approve the rejection of all bids for Bid Number 030007-DAR, Furnish and Install Wrought Iron Fence at James Gay Park and approve the request to rebid.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Finance and Business Services

Item 26 - [Approval of rejection of all bids received on Bid Number 030007-DAR, Furnish and Install Wrought Iron Fence at James Gay Park - Department of Field Operations](#)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: FIRE AND RESCUE**

**DIRECTOR: DAVID L. WASHINGTON**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of the donation of two Ford E350 rescue units to WestCare Nevada in accordance with Nevada Revised Statute 332.185

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Fire Services/Suppression

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The City of Las Vegas would like to donate two Ford E350 rescue units to WestCare Nevada. Las Vegas Fire & Rescue has retired these vehicles due to excessive mileage and the donation would be in the best interest of the city. With the addition of these units, WestCare Nevada will be able to assist the City and County by transporting the chronic public inebriate to their facilities, thus allowing our emergency vehicles to respond to the more urgent needs of our citizens. The estimated salvage value of these vehicles is approximately \$15,000 each. This action is allowed according to Nevada Revised Statute 332.185.

Rescue unit #1410 - Ford E350 (odometer: 102,041)

Rescue unit #1411 - Ford E350 (odometer: 106,134)

**RECOMMENDATION:**

Las Vegas Fire & Rescue recommends approval of the donation.

**BACKUP DOCUMENTATION:**

Letter from WestCare Nevada

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent - Fire and Rescue

Item 27 - [Approval of the donation of two Ford E350 rescue units to WestCare Nevada in accordance with Nevada Revised Statute 332.185](#)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

**1-1217**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: LEISURE SERVICES**

**DIRECTOR: DR. BARBARA P. JACKSON**    ☒ **CONSENT**    ☐ **DISCUSSION**

**SUBJECT:**

Approval of the Child and Adult Care Food Program Agreement between the Nevada Department of Education and the City of Las Vegas Department of Leisure Services for reimbursement to the City of Las Vegas for eligible after-school snacks purchased, and to give Stacy Noland, Department of Leisure Services employee, the authority to execute this agreement (\$60,000 + reimbursement - Special Revenue Funds) - Various Wards

**Fiscal Impact**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b> \$60,000 + reimbursement
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b> Leisure Services/Recreation
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b> Special Revenue Funds

**PURPOSE/BACKGROUND:**

Leisure Services staff purchases snacks daily from the Clark County School District for Safekey participants. This agreement will authorize reimbursement to the City of Las Vegas for all eligible participants who meet the state income guidelines at a rate of \$0.05 to \$0.56 per snack. All purchased snacks must meet the USDA nutritional guidelines for after-school snacks. The contract manager is requesting that a designated official be directly responsible for the accuracy of claims submitted for reimbursement by the City of Las Vegas. Stacy Noland is the Field Supervisor responsible for the Safekey operation and it is requested that she be named the designated official

**RECOMMENDATION:**

Staff recommends City Council approval

**BACKUP DOCUMENTATION:**

Agreement for the Child and Adult Care Food Program Catalog of Federal Domestic Assistance

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**  
**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**  
**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Leisure Services

Item 28 - Approval of the Child and Adult Care Food Program Agreement between the Nevada Department of Education and the City of Las Vegas Department of Leisure Services for reimbursement to the City of Las Vegas for eligible after-school snacks purchased, and to give Stacy Noland, Department of Leisure Services employee, the authority to execute this agreement (\$60,000 + reimbursement - Special Revenue Funds)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

**1-1217**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**      ☒ **CONSENT**      ☐ **DISCUSSION****SUBJECT:**

Approval of expending \$29,793.80 of Home Investment Partnership (HOME) funds for housing rehabilitation activities at 2117 Shadow Mountain Place, James Liefke, owner - Ward 6 (Mack)

**Fiscal Impact**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b> \$29,793.80
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b> Neigh. Services/Neigh. Devel.
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b> HOME Funds

**PURPOSE/BACKGROUND:**

Mr. Liefke is an elderly handicapped homeowner who shares his house with his wife and son. Their combined annual household income is \$29,728. That qualifies them for a HOME funded Housing Rehab principal only Direct Loan. His home needs a bathroom addition/remodel to allow for handicap accessibility. Roofing, mechanical, wall repair, electrical/plumbing repairs will also be addressed. Total job cost includes payment to the lowest responsive bidding contractor, real estate appraisal, title report, credit report, lead-based paint testing/clearance, recording fees and work contract contingency.

**RECOMMENDATION:**

The City Manager recommends that the City Council approve the loan and authorize the Mayor to execute the direct loan agreement with the homeowner upon approval by the City Attorney.

**BACKUP DOCUMENTATION:**

Direct Loan Agreement

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**  
**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**  
**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)  
1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a ratification of an assignment between Community Counseling Centers (Assignor) and Nevada Homes for Youth (Assignee) to operate the property at 1326 North Jones as affordable housing - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

On February 5, 1997, the City Council approved a HOME Investment Partnerships ("HOME") Program funding in the amount of \$74,500 to Community Counseling Centers to purchase a three bedroom condominium rental unit. Assignor was unable to continue to abide by the terms of the HOME Agreement and transferred title to Nevada Homes for Youth by Quitclaim Deed. Nevada Homes for Youth and Community Counseling are requesting the City to ratify this transfer.

**RECOMMENDATION:**

The City Manager recommends approval of this Assignment and authorizes the Mayor to execute the Assignment which has been approved as to form by the City Attorney.

**BACKUP DOCUMENTATION:**

Assignment of Home Investment Partnerships ("HOME") Program Agreement to Fund Community Counseling Center Affordable Rental Housing Development and Deed of Trust

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a ratification of an assignment between Community Counseling Centers (Assignor) and Nevada Homes for Youth (Assignee) to operate the property at 2928 Siki Court, Unit D as affordable housing - Ward 3 (Reese)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

On February 5, 1997, the City Council approved a HOME Investment Partnerships ("HOME") Program funding in the amount of \$42,500 to Community Counseling Centers to purchase a two bedroom condominium rental unit. Assignor was unable to continue to abide by the terms of the HOME Agreement and transferred title to Nevada Homes for Youth by Quitclaim Deed. Nevada Homes for Youth and Community Counseling are requesting the City to ratify this transfer.

**RECOMMENDATION:**

The City Manager recommends approval of this Assignment and authorizes the Mayor to execute the Assignment which has been approved as to form by the City Attorney.

**BACKUP DOCUMENTATION:**

Assignment of Home Investment Partnerships ("HOME") Program Agreement to Fund Community Counseling Center Affordable Rental Housing Development and Deed of Trust

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of consolidating previously allocated HOME/LIHTF funds in the aggregate total of \$1,277,062.72 into one loan agreement for Community Development Programs Center of Nevada (CDPCN) for the development of Louise Shell/Harmony Park senior apartments located at the corner of Martin Luther King and Lake Mead - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

City Council allocated HOME/LIHTF funds of \$500,000 on April 5, 2000; \$113,478.72 on December 5, 2001; and \$663,584 on March 6, 2002 to CDPCN for the development of Louise Shell/Harmony Park senior apartments. For the purpose of financial underwriting, these loans totaling \$1,277,062.72 need to be combined in one loan agreement.

**RECOMMENDATION:**

The City Manager recommends that the City Council approve the Agreement which combines the total loan funds and authorizes the Mayor to execute the Agreement with CDPCN after it has been approved by the City Attorney.

**BACKUP DOCUMENTATION:**

Agreement To Loan HOME/LIHTF to Community Development Programs Center of Nevada  
Disclosure of Principal form

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Neighborhood Services

Item 32 – Approval of consolidating previously allocated HOME/LIHTF funds in the aggregate total of \$1,277,062.72 into one loan agreement for Community Development Programs Center of Nevada (CDPCN) for the development of Louise Shell/Harmony Park senior apartments located at the corner of Martin Luther King and Lake Mead

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Third Supplemental Interlocal Contract #320c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to reduce funding and the scope of the project for construction of improvements to Tenaya Way, Sky Pointe Drive to Azure Drive (- \$1,464,000) - Ward 6 (Mack)

**Fiscal Impact**☐**No Impact****Amount:** -\$1,464,000☒**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:** RTC**PURPOSE/BACKGROUND:**

This Supplemental Interlocal Contract #320c applies to the reduction of funding and the scope of the project for construction of basic improvements for Tenaya Way, Sky Pointe Drive to Azure Drive. This scope of this project was originally Tenaya Way, Sky Pointe Drive to Centennial Parkway. The RTC Board of Directors approved this contract at their May 16, 2002 meeting. Total cost for this project shall not exceed \$4,713,000.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Supplemental Interlocal Contract #320c

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Supplemental Interlocal Contract #331a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to increase funding for construction of improvements to Rainbow Boulevard, Rancho Drive to Ann Road (\$1,945,400 Regional Transportation Commission) - Ward 6 (Mack)

**Fiscal Impact**☐**No Impact****Amount:** \$1,945,400☒**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:** RTC**PURPOSE/BACKGROUND:**

This Supplemental Interlocal Contract #331a applies to a change in the scope of the project, increase in total funding and an increase in engineering percentage based on the final bid and design costs for Rainbow Boulevard, Rancho Drive to Ann road. The scope of this project was originally Rainbow Boulevard, Rancho Drive to Centennial Parkway. The RTC Board of Directors approved this contract at their May16, 2002 meeting. Total cost for this project shall not exceed \$3,000,000.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Supplemental Interlocal Contract No. 331a

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Second Supplemental Interlocal Contract #LAS.17.D.02 between the City of Las Vegas and the Clark County Regional Flood Control District to increase construction funding for the Las Vegas Wash, Rancho Drive System (Carey-Lake Mead Detention Basin to Peak Drive) (\$400,000 - Clark County Regional Flood Control District) - Ward 5 (Weekly)

**Fiscal Impact**☐**No Impact****Amount: \$400,000**☒**Budget Funds Available****Dept./Division: Public Works/City Engineer**☐**Augmentation Required****Funding Source: CCRFCD****PURPOSE/BACKGROUND:**

This Second Supplemental Interlocal Contract LAS.17.D.02 by and between the City of Las Vegas and the Clark County Regional Flood Control District will increase construction funding for the Las Vegas Wash, Rancho Drive System (Carey-Lake Mead Detention Basin to Peak Drive). CCRFCD's Board of Directors approved this contract at their August 8, 2002 meeting. Total cost for this project shall not exceed \$6,684,000.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Second Supplemental Interlocal Contract LAS.17.D.02

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Second Supplemental Interlocal Contract #LAS.10.I.98 between the City of Las Vegas and the Clark County Regional Flood Control District to extend the date of completion for the Durango Drive/Gowan North Channel Phase II - Ward 4 (Brown)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This Second Supplemental Interlocal Contract LAS.10.I.98 by and between the City of Las Vegas and the Clark County Regional Flood Control District will extend the date of completion to allow time to complete accounting functions. CCRFCD's Board of Directors approved this contract at their August 8, 2002 meeting. Total cost for this project shall not exceed \$5,692,000.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Second Supplemental Interlocal Contract LAS.10.I.98

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Declaration of Utilization from the Bureau of Land Management for portions of the Southeast Quarter (SE1/4) of Sections 18 and 19, Township 19 South, Range 60 East, M.D.M., for road, sewer and drainage purposes for the Town Center Assemblage Project generally located on the south side of Farm Road east of Chieftain Street, east side of Chieftain Street south of Farm Road, north side of Severance Lane east of Chieftain Street, south side of Via Provenza Avenue east of Chieftain Street, south side of Severance Lane west of Fort Apache Road, west side of Fort Apache Road south of Severance Lane, south side of Deer Springs Way west of Tee Pee Lane, west side of Tee Pee Lane south of Deer Springs Way, APN's – 125-18-702-004, -006, 125-18-801-008 and 125-19-701-005 – Ward 6 (Mack) and County

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:****RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Engineering Design Services Agreement with Post, Buckley, Schuh, & Jernigan for design services in conjunction with the Rainbow/Sahara Grade Separation project (\$350,000 - Regional Transportation Commission) - Ward 1 (M. McDonald)

**Fiscal Impact**

☐

**No Impact**

**Amount: \$350,000**

☒

**Budget Funds Available**

**Dept./Division: Public Works/City Engineer**

☐

**Augmentation Required**

**Funding Source: RTC**

**PURPOSE/BACKGROUND:**

This Engineering Design Services Agreement will secure the services of Post, Buckley, Schuh, & Jernigan for the evaluation of different types of grade separated intersection facilities at the Rainbow Boulevard and Sahara Avenue intersection.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Engineering Design Services Agreement

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from PBS & J on behalf of School Board of Trustees, owner (Decatur Boulevard between Iron Mountain Road and Brent Lane) - Ward 6 (Mack)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed encroachment consists of an approximate 5' to 8' wide area of landscaping along the west side of Decatur Boulevard extending approximately 1,226' between Iron Mountain Road and Brent Lane consisting of 8" rock rip-rap to satisfy a condition of Z-0052-01(1) for the proposed Decatur/Iron Mountain High School. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Copy of Encroachment Exhibit "A" (southwest corner of Decatur Boulevard and Iron Mountain Road)
2. Copy of Encroachment Exhibit "B" (Decatur Boulevard)
3. Copy of Encroachment Exhibit "C" (northwest corner of Decatur Boulevard and Brent Lane)

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of an Encroachment Request from Lochsa Engineering on behalf of School Board of Trustees, owner (northeast corner of Sunrise Avenue and Bruce Street) - Ward 3 (Reese)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed encroachment consists of an approximate 7' wide area of landscaping on the north side of Sunrise Avenue extending approximately 269' eastward from Bruce Street and a varying width of landscaping on the east side of Bruce Street extending approximately 50' northward from Sunrise Avenue consisting of decomposed granite to satisfy a condition of Z-0096-01 for the proposed Howard E. Hollingsworth Elementary School. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Copy of Encroachment Exhibit "A" (northeast corner of Sunrise Avenue and Bruce Street)

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of an Encroachment Request from Jacobs Facilities, Incorporated, on behalf of Clark County, Nevada, owner (northeast corner of Clark Avenue and First Street) - Ward 3 (Reese)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed encroachment consists of an approximate 12' wide area of landscaping on the north side of Clark Avenue extending approximately 274' between First Street and Casino Center Boulevard and an approximate 12' wide area of landscaping on the east side of First Street extending approximately 122' northward from Clark Avenue consisting of trees, shrubs, granite, and an irrigation system for the Clark County Detention Center parking lot expansion. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Copy of Encroachment Exhibit "A" (northeast corner of Clark Avenue and First Street)

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2001**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Perma-Bilt, owner (northeast corner of Grand Canyon Drive and Elkhorn Road) - Ward 6 (Mack)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed encroachment consists of shrubs, grass, rock ground cover, and an irrigation system to satisfy a condition of Z-0035-01 for the proposed Elkhorn/Grand Canyon Unit 1 subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Copy of Encroachment Exhibit "A" (northeast corner of Grand Canyon Drive and Elkhorn Road)

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Malibu Development Corporation, owner (Bonanza Road west of Tonopah Drive) - Ward 5 (Weekly)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The existing encroachment consists of an approximate 80' long area of landscaping approximately 7' to 9' wide extending along the Bonanza Road property line consisting of trees, shrubs, rock ground cover, and a sprinkler system to satisfy a condition of Z-36-99 for the Malibu Bay Apartments, Phase II. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Copy of Encroachment Exhibit "A" (Bonanza Road west of Tonopah Drive)

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Sunbelt Engineering on behalf of Rebel Oil Company, Incorporated, owner (southwest corner of Decatur Boulevard and Washington Avenue) - Ward 1 (M. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed encroachment consists of an approximate 10' wide area of landscaping along the west side of Decatur Boulevard extending approximately 243' southward from Washington Avenue consisting of trees, shrubs, rock ground cover, and an irrigation system to satisfy a condition of Z-0003-02 for a proposed Rebel Convenience Store. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Copy of Encroachment Exhibit "A" (southwest corner of Decatur Boulevard and Washington Avenue)

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - Bert Craig, owner (8165 West Craig Road, APN 138-04-302-002) - County (near Ward 4 - Brown)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This request is to connect a single family dwelling located at 8165 West Craig Road, on the southeast corner of Al Carrison Street and Craig Road. The owner proposes to connect to a 12" sewer line located in Craig Road. The Planning Department has determined the project does conform to the City's General Plan for the area; there is sufficient capacity in the City Sanitary Sewer. The applicant has signed a "Sewer Connection Agreement". This property is within the Clark County Interlocal Annexation Exceptions area and cannot be annexed to the City.

**RECOMMENDATION:**

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

**BACKUP DOCUMENTATION:**

Agenda Memo

Submitted after meeting: Interlocal Contract

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Professional Services Agreement with KGA Architecture for Architectural, Civil, Structural, Mechanical, and Landscape design services for a Las Vegas Metro Police Department Downtown Area Command Substation located at 600 North 9th Street (\$205,500 - General Fund) - Ward 5 (Weekly)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$205,500

☒

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:** General Fund

**PURPOSE/BACKGROUND:**

The City of Las Vegas desires to construct a Prototype LVMPD substation at the northwest corner of Bonanza Road and Ninth Street.

**RECOMMENDATION:**

That the City Council Approve the negotiated Professional Services Agreement with KGA Architecture for design services of the Downtown Area Command Substation in the amount of \$205,500 and approve an additional contingency reserve of \$20,550.

**BACKUP DOCUMENTATION:**

Professional Services Agreement

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Construction Management Agreement with KGA Architecture to oversee and represent the interests of the City during the construction of a Las Vegas Metro Police Department Downtown Area Command Substation located at 600 North 9th Street (\$107,220 - General Fund) - Ward 5 (Weekly)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$107,220

☒

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:** General Fund

**PURPOSE/BACKGROUND:**

The City of Las Vegas desires to construct a Prototype LVMPD substation at the northwest corner of Bonanza Road and Ninth Street.

**RECOMMENDATION:**

That the City Council Approve the negotiated Construction Management Agreement with KGA Architecture for design services of the Downtown Area Command Substation in the amount of \$107,220 and approve an additional contingency reserve of \$10,722.

**BACKUP DOCUMENTATION:**

Construction Management Agreement

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Las Vegas Development Company, LLC, on behalf of Auto Mall Nissan, LLC, owner (Oso Blanca Road at Centennial Center Boulevard) - Ward 6 (Mack)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed encroachment consists of an approximate 5' wide area of landscaping on the west side of Oso Blanca Road extending approximately 300' northward from Centennial Center Boulevard consisting of trees, shrubs, rocks, and an irrigation system to satisfy a condition of Z-0076-98(33) for the proposed Centennial Nissan dealership. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Copy of Encroachment Exhibit "A" (Oso Blanca Road at Centennial Center Boulevard)

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

**R-89-2002** - Approval of a Resolution consenting to relinquishment and land transfer agreement from the State of Nevada, Department of Transportation for a portion of the Northeast Quarter (NE 1/4) of Section 34, T20S, R61S, M.D.M., transferring the northeast corner of Stewart Avenue and Fourth Street for street and related uses for the City Hall expansion project - Ward 5 (Weekly)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Resolution No. R-89-2002
2. Map

**MOTION:**

**REESE** – Motion to **APPROVE** Items 3-19, 21-55, and 57 – **UNANIMOUS** with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus

**Item 20:** **STRICKEN** under separate action (see individual item)

**Item 56:** **ABEYANCE** to 9/18/2002 under separate action (see individual item)

**Item 58:** **APPROVED** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

**R-90-2002** - Approval of a Resolution approving the Seventieth Assessment Lien Apportionment Report for Special Improvement District No. 707 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Acquisition, construction and installation of street, road, sanitary sewer, storm/drainage improvements, and water main projects. Parcels are located in Star Canyon by Bellacere LLC.

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-90-2002

**MOTION:**

**REESE** – Motion to **APPROVE** Items 3-19, 21-55, and 57 – **UNANIMOUS** with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus

**Item 20:** **STRICKEN** under separate action (see individual item)

**Item 56:** **ABEYANCE** to 9/18/2002 under separate action (see individual item)

**Item 58:** **APPROVED** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

**R-91-2002** - Approval of a Resolution directing the City Treasurer to prepare the Seventieth Assessment Lien Apportionment Report for Special Improvement District No. 707 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Acquisition, construction and installation of street, road, sanitary sewer, storm/drainage improvements, and water main projects. Parcels are located in Star Canyon by Bellacere LLC.

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-91-2002

**MOTION:**

**REESE** – Motion to **APPROVE** Items 3-19, 21-55, and 57 – **UNANIMOUS** with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus

**Item 20:** **STRICKEN** under separate action (see individual item)

**Item 56:** **ABEYANCE** to 9/18/2002 under separate action (see individual item)

**Item 58:** **APPROVED** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: FINANCE & BUSINESS**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

**R-92-2002 - Approval of a Resolution to establish the Special Ad Valorem Capital Projects Fund**

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Establishment of a Capital Projects Fund to facilitate the receipt, distribution, and documentation of funding attributable to the 5 cents per \$100 of assessed valuation additional ad valorem tax.

**RECOMMENDATION:**

Staff recommends approval.

**BACKUP DOCUMENTATION:**

Resolution No. R-92-2002

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

**MINUTES:**

There was no related discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of a Lease Agreement renewal between the City of Las Vegas and I Have A Dream Foundation (IHAD), a Nevada non-profit corporation, for approximately 300 square feet of office space located at 320 South 9th Street - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City purchased the former First Baptist Church at 9th & Bridger Streets with CDBG funds acquiring the main building & an additional structure formerly used as a parsonage. The parsonage is a 3 room structure which presently houses Jude 22 for operation of the Senior Nutrition Center, providing emergency food services for senior citizens. IHAD will occupy 1 room of the structure for use with educational mentoring & tutoring of qualifying low to moderate income children. IHAD's goal is to mentor and tutor children up & through college with tuition guaranteed for duration of their education.

**RECOMMENDATION:**

The 9/3/2002 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

1. Lease Agreement
2. Site Map

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Real Estate

Item 53 - Approval of a Lease Agreement renewal between the City of Las Vegas and I Have A Dream Foundation (IHAD), a Nevada non-profit corporation, for approximately 300 square feet of office space located at 320 South 9th Street

**MOTION – Continued:**

**Item 20:** STRICKEN under separate action (see individual item)

**Item 56:** ABEYANCE to 9/18/2002 under separate action (see individual item)

**Item 58:** APPROVED under separate action (see individual item)

**MINUTES:**

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all of the Real Estate Items on the Consent Agenda and joins with the recommendation of staff that they be approved by the City Council.

There was no further discussion.

(9:40 – 9:44)

1-1217

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of a Lease Agreement renewal between the City of Las Vegas and Jude 22, a Nevada non-profit corporation, for approximately 1200 square feet of office space located at 320 South 9th Street - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City purchased the former First Baptist Church at 9th and Bridger Streets with CDBG funds acquiring the main building and an additional structure formerly used as a parsonage. The parsonage is a 3 room structure which presently houses Jude 22 for operation of the Senior Nutrition Center, providing emergency food services for senior citizens. Jude 22 will occupy the main room (transformed into a warehouse area), the front area for receiving and processing clients, and storage closets.

**RECOMMENDATION:**

The 9/3/2002 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

1. Lease Agreement
2. Site Map

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Real Estate

Item 54 - Approval of a Lease Agreement renewal between the City of Las Vegas and Jude 22, a Nevada non-profit corporation, for approximately 1200 square feet of office space located at 320 South 9th Street

**MOTION – Continued:**

**Item 20:** STRICKEN under separate action (see individual item)

**Item 56:** ABEYANCE to 9/18/2002 under separate action (see individual item)

**Item 58:** APPROVED under separate action (see individual item)

**MINUTES:**

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all of the Real Estate Items on the Consent Agenda and joins with the recommendation of staff that they be approved by the City Council.

There was no further discussion.

(9:40 – 9:44)

1-1217



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: NEIGHBORHOOD SERVICES**

**DIRECTOR: SHARON SEGERBLOM**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of a Lease Agreement Renewal between the City of Las Vegas and Stargate Plumbing at the Las Vegas Business Center, 1951 Stella Lake Drive (\$63,072 revenue/36 months-Las Vegas Business Center Operations Fund) - Ward 5 (Weekly)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$63,072/36 months (income)

☐

**Budget Funds Available**

**Dept./Division:** Neigh. Svcs./Neigh. Devel.

☐

**Augmentation Required**

**Funding Source:** Las Vegas Business Center  
Operations Fund

**PURPOSE/BACKGROUND:**

Stargate Plumbing provides contracted plumbing-related services to commercial building and renovation projects. Stargate Plumbing's lease term is three years with three, one-year options for renewal.

**RECOMMENDATION:**

The 9/3/2002 Real Estate Committee and staff recommend approval of the Lease Agreement between the City of Las Vegas and Stargate Plumbing at the Las Vegas Business Center.

**BACKUP DOCUMENTATION:**

Lease Agreement

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Real Estate

Item 55 - [Approval of a Lease Agreement Renewal between the City of Las Vegas and Stargate Plumbing at the Las Vegas Business Center, 1951 Stella Lake Drive \(\\$63,072 revenue/36 months-Las Vegas Business Center Operations Fund\)](#)

**MINUTES:**

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all of the Real Estate Items on the Consent Agenda and joins with the recommendation of staff that they be approved by the City Council.

There was no further discussion.

(9:40 – 9:44)

**1-1217**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of a Purchase Agreement between Javier Barajas and the City of Las Vegas for the sale of City owned property located at 5300 West Charleston Boulevard known as Parcel Number 138-36-803-016 for \$250,000 (less City's share of closing costs and commission) - Ward 1 (M. McDonald)

**Fiscal Impact**☐**No Impact****Amount:** \$250,000 HOME Fund Reimb.☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:** HOME Funds Reimbursement**PURPOSE/BACKGROUND:**

This parcel was purchased using \$228,000 Home Investment Partnerships Programs (HOME) funds. The original Sub-recipient, Help Them Walk Again Foundation, was unable to raise sufficient funds to develop the property as planned. A Grant Deed from the Sub-recipient transferred ownership to CLV in repayment for the HOME loan. The parcel is 0.54 acres, has been vacant for decades and is currently zoned R-1. The Real Estate & Assets Division was presented with an offer for the land and wished to proceed with the sale of the property. When escrow closes, the funds will be returned to Neighborhood Services to be refunded to the HOME account.

**RECOMMENDATION:**

The 9/3/2002 Real Estate Committee and staff recommend approval of the sale of this property, and authorize staff to execute all the additional documents necessary to close escrow and record title.

**BACKUP DOCUMENTATION:**

1. Land Purchase Agreement
2. Counter Offer
3. Site Map

**MOTION:****M. McDONALD – ABEYANCE to 9/18/2002 – UNANIMOUS with Weekly excused**

NOTE: M. McDONALD made a previous motion, which carried unanimously with Weekly excused, to rescind the previous approval action under the Consent Agenda motion, which also carried unanimously with Weekly excused.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Real Estate

Item 56 - Approval of a Purchase Agreement between Javier Barajas and the City of Las Vegas for the sale of City owned property located at 5300 West Charleston Boulevard known as Parcel Number 138-36-803-016 for \$250,000 (less City's share of closing costs and commission)

**MINUTES:**

Under Item 3, COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all of the Real Estate Items on the Consent Agenda and joins with the recommendation of staff that they be approved by the City Council.

After Item 59, this matter was reconsidered at the request of COUNCILMAN McDONALD, who decided to hold the matter for two weeks in order to hold a meeting with the City Manager, the Mayor, and John McNellis, Deputy Director, Public Works Department.

There was no further discussion.

(9:40 – 9:44/9:48 – 9:50)

**1-1217/1-1523**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for the construction of water lines to service Mirabelli Senior Center, located at 6208 Hargrove Avenue - Ward 1 (M. McDonald)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City is in the process of going out to bid for the construction of Mirabelli Senior Center. In order to have water service for the center site, the City is required to grant an Easement and Rights-of-Way to LVVWD for construction of the water lines.

**RECOMMENDATION:**

The 9/3/2002 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

1. Easement and Rights of Way
2. Site Map

**MOTION:**

**REESE – Motion to APPROVE Items 3-19, 21-55, and 57 – UNANIMOUS with Weekly excused, Mack abstaining on Item 34 because it involves a location that is adjacent to Fat Catz, which is a client of Cubic Advertising, with whom he recently developed a relationship, and also abstaining on Items 38 and 48 because he has a business relationship with Joseph Scala, and Brown abstaining on Item 12 because he and the gentleman responsible for the special event at St. Elizabeth Ann Seton are members of the Knights of Columbus**

**Item 20: STRICKEN under separate action (see individual item)**

**Item 56: ABEYANCE to 9/18/2002 under separate action (see individual item)**

**Item 58: APPROVED under separate action (see individual item)**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Consent – Real Estate

Item 57 - [Approval of an Easement and Rights-of-Way between the City of Las Vegas \(City\) and the Las Vegas Valley Water District \(LVVWD\) for the construction of water lines to service Mirabelli Senior Center, located at 6208 Hargrove Avenue](#)

**MINUTES:**

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all of the Real Estate Items on the Consent Agenda and joins with the recommendation of staff that they be approved by the City Council.

There was no further discussion.

(9:40 – 9:44)

**1-1217**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval authorizing staff to enter into negotiations with the State of Nevada regarding a proposed relinquishment of Floyd Lamb State Park, State-owned and State-leased land located south of Moccasin Road and north of Grand Teton to the City of Las Vegas (CLV) - Ward 6 (Mack)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The State of Nevada approached the CLV regarding a possible relinquishment of the above-named property to CLV. The State is proposing to relinquish State-owned and State-leased land in favor of the CLV. Staff is requesting approval to enter into formal negotiations with the State of Nevada for this property transfer. This transaction would require legislation to approve.

**RECOMMENDATION:**

The 9/3/2002 Real Estate Committee and staff recommend approval to enter into negotiations

**BACKUP DOCUMENTATION:**

Site Map

**MOTION:**

**MACK – APPROVED as recommended – UNANIMOUS with Weekly excused**

NOTE: COUNCILMAN MACK made a previous motion, which carried unanimously with Weekly excused and Reese not voting, to rescind the previous approval action under the Consent Agenda motion, which also carried unanimously with Weekly excused.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Public Works

Consent – Real Estate

Item 58 - Approval authorizing staff to enter into negotiations with the State of Nevada regarding a proposed relinquishment of Floyd Lamb State Park, State-owned and State-leased land located south of Moccasin Road and north of Grand Teton to the City of Las Vegas (CLV)

**MINUTES:**

Under Item 3, COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all of the Real Estate Items on the Consent Agenda and joins with the recommendation of staff that they be approved by the City Council.

NOTE: After Item 61, COUNCILMAN MACK requested that Item 58 be recalled in order to allow Assemblyman Tom Collins to speak, who said that he wanted the Council to know that he is on the committee for the preservation of Floyd Lamb/Tule Springs Park, and that all the members of that committee want to participate in that process because of some of the BLM land and the State-owned land. MAYOR GOODMAN noted that attaining the relinquishment of the Park could be a big windfall to the City. COUNCILMAN MACK said that the current state of the Park is not up to par because the state does not have adequate funding. He clarified that the City is interested in keeping the rural nature and historic value of the park and doing something very special with it, and not turn it into ball fields, as some people think. He commented that he is looking forward to having Assemblyman Collins as part of the planning team.

ASSEMBLYMAN COLLINS remarked that he is hoping that the City and the members of the committee for the preservation of Floyd Park can work together on passing legislation regarding impact fees for regional parks.

COUNCILMAN BROWN interjected that this is a very small first step. This is a wonderful opportunity given the potential to take advantage of the Public Lands Bill currently before Congress to preserve the park plus the available adjacent State and City lands. If the mechanisms can fall in place within the next six months to a year to preserve all this acreage, it would be a wonderful legacy to leave behind for Las Vegans and future generations. However, in order to succeed in this endeavor, all of the stakeholders need to get involved. He urged Assemblyman Collins to do whatever he can at the State level to support this endeavor, noting that the City has set aside \$250,000 for a master plan for the area.

There was no further discussion.

(9:40 – 9:44/10:07 – 10:14)

**1-1217/1-2285**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: HUMAN RESOURCES****DIRECTOR: F. CLAUDETTE ENUS**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Discussion and possible action on approving the employment agreement with Douglas A. Selby as City Manager (\$26,855.53 - General Fund)

**Fiscal Impact**☐**No Impact****Amount:** \$26,855.53☒**Budget Funds Available****Dept./Division:** City Manager☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

Dr. Douglas Selby has been serving as the Interim City Manager since June 2002. At the August 21, 2002, Council Meeting, the City Council unanimously appointed Dr. Selby as the new City Manager. The attached agreement sets forth the terms of employment between the City of Las Vegas and Dr. Selby as City Manager and needs to be approved by City Council.

**RECOMMENDATION:**

To approve and execute the employment agreement between the City of Las Vegas and Dr. Douglas Selby.

**BACKUP DOCUMENTATION:**

Employment Agreement

**MOTION:****GOODMAN – APPROVED as recommended – UNANIMOUS with Weekly excused****MINUTES:**

CLAUDETTE ENUS, Director, Human Resources Department, clarified that there will be no fiscal impact.

MAYOR GOODMAN noted that Dr. Selby is a very decent person that the City is very lucky to have, for he was more than fair in drawing his contract with the City. He then administered the oath to Dr. Selby, who was appointed City Manager at the 9/4/2002 City Council meeting. Dr. Selby was accompanied by his mother, his wife Susan and their two children, and his sister Susie.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Administrative

Item 59 – Discussion and possible action on approving the employment agreement with Douglas A. Selby as City Manager

**MINUTES – Continued:**

Newly appointed CITY MANAGER SELBY said that he was very honored. He thanked the Council members and his family for all their support, as well as the Department Directors, Deputy City Managers, and City staff for their patience. He is looking forward to working with the Council, City staff, and the residents.

There was no further discussion.

(9:44 – 9:50)

**1-1327**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY MANAGER****DIRECTOR: DOUG SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Report from the City Manager on emerging issues

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City Manager (CM) Report will be a vehicle for the City Manager to update the Council on emerging issues that may have an impact on the City of Las Vegas. The CM Report will be a recurring item for every Council meeting. If there are no items for the particular meeting, the City Manager will recommend that the item be stricken.

**RECOMMENDATION:**

Report only, no action required.

**BACKUP DOCUMENTATION:**

None

**MOTION:****None required. A report was given.****MINUTES:**

CITY MANAGER SELBY reported on the various activities relative to 9/11/2001 that the City would be hosting or be involved in. The Firefighters Memorial Park dedication will be taking place at 7:00 p.m. on 9/10/2002, which the City Council will be hosting. On 9/11/2002, the firefighters at each of the fire stations would be holding tribute at 6:45 a.m. to those who lost their lives in the World Trade Center and the Pentagon. The public is invited to join the firefighters. Later that morning at 9:00 a.m., a ceremony will be held on the plaza level at City Hall. It will entail the raising of the flag and additional ceremonial activities in recognition of those who were lost and in celebration of those who survived. Right after that, a Teen Town Hall meeting hosted by COUNCILMAN WEEKLY will be held in the Council Chambers to give them an opportunity to voice their concerns and how 9/11/2001 affected them.

After the flag ceremony, several individuals who have expressed an interest in expressing their concerns, poems, prayers, and songs, and any others who wish to come up, will be given an opportunity to do so. Also, on 9/10 and 9/11/2002, KCLV will focus its programming on 9/11/2001.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Administrative

Item 60 – Report from the City Manager on emerging issues

**MINUTES – Continued:**

MAYOR GOODMAN noted that GENERAL WOOD, Nellis Air Force Base, advised him that the Thunderbirds will be flying over City Hall.

COUNCILMAN McDONALD thanked CITY MANAGER SELBY and the entire City Council for making the Firefighters Memorial come to fruition. He urged City staff to attend the ceremonies on 9/10/2002.

COUNCILMAN McDONALD then expressed concern about the boarded up apartments next to Harry-O's Barbeque being saturated with vagrants. He noted that he, MAYOR GOODMAN, City staff, some apartment managers, and some members of the media took a walk through the Meadows Village neighborhood to discuss the City's plan of attack to clean up that area. He stressed that if the property owners in this area do not want to cooperate with the Las Vegas Metropolitan Police Department and the City Marshals, then the City will have to enforce laws that were passed at the 1997 Legislative to attack these non-compliant property owners financially.

NOTE: COUNCILMAN McDONALD gave the following directions: 1) that CITY MANAGER SELBY look into speeding up the process of bringing into compliance the boarded up apartments next to Harry-O's Barbecue; 2) that CITY MANAGER SELBY look into how Harry-O's Barbecue obtained its license, because he heard that there were open barbecue pits in the parking lot; 3) that CITY MANAGER SELBY and SHARON SEGERBLOM, Director, Neighborhood Services Department, compile a map by parcel number of everybody who owns property, and their apartment managers, in the Meadows Village area; 4) and that the owners of condemned properties in the Meadows Village area be advised that, if they do not bring their properties up to Code, the City will take action against them.

NOTE: COUNCILMAN MACK instructed CITY MANAGER SELBY to find out what is delaying the completion of Patriot Park. CITY MANAGER SELBY pointed out that Public Works staff was in the process of making contact with the construction company.

(9:50 – 9:57)

1-1557

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY MANAGER****DIRECTOR: DOUG SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Discussion and possible action regarding the City's future role and involvement in the Veteran's Day Parade (\$5,500 – Special Revenue Fund)

**Fiscal Impact**☐**No Impact****Amount: \$5,500**☒**Budget Funds Available****Dept./Division: City Manager**☐**Augmentation Required****Funding Source: Special Revenue Fund****PURPOSE/BACKGROUND:**

The 2002 Veteran's Day Parade committee has requested increased City involvement in the Veteran's Day Parade. Current City policy provides for the waiver of up to \$5,500 in fees for barricades, Metro support and post parade clean up.

**RECOMMENDATION:**

Consider the request by the Parade Committee and direct staff accordingly.

**BACKUP DOCUMENTATION:**

1. Letter from 2002 Parade Committee
2. October 6, 1993 policy on parade fees

Submitted at the meeting: 10/6/93 Agenda Documentation regarding the parade waiver policy by Deputy City Manager Fretwell

**MOTION:**

**REESE – APPROVED a waiver of up to \$10,000 – UNANIMOUS with Weekly excused**

**MINUTES:**

DEPUTY CITY MANAGER FRETWELL indicated that the 1993 Parade Policy allows waivers for five different parades. The City Manager's office received a letter from Messrs. STOJACK and CONN, Local Government Liaisons for the Las Vegas Veterans Day Parade Committee, indicating that they would like the Veterans Day parade to be held in the downtown area on 11/9/2002. The City budgeted a waiver amount of up to \$5,500 to use against the cost of different services that the City provides to assist parade committees. However, the Veterans Day Parade Committee is estimating that their cost for the parade this year will increase from \$14,000 to \$20,000. They are requesting for the City's assistance.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Administrative

Item 61 – Discussion and possible action regarding the City's future role and involvement in the Veteran's Day Parade

**MINUTES – Continued:**

MAYOR GOODMAN discussed with DEPUTY CITY MANAGER FRETWELL that the \$5,500 has been set-aside in a special fund for these types of events. Those funds could be applied to a variety of direct City costs, including the clean-up fees, bleachers, the show mobile, the portable stage, or barricades. If the City were to provide all of those amenities, it would total \$5,500, which is why the policy stipulates this amount. Those funds would not cover Metro's (Las Vegas Metropolitan Police Department) cost. Last year, the City ended up paying Metro's fees and waived the clean-up costs.

MAYOR GOODMAN noted that the number of Veterans Day Parade spectators increases. MR. STOJACK clarified that two years ago there were only about 12,000 spectators, because they almost did not have a parade. Last year, it was reported on Fox News and CNN that Las Vegas had the largest Veterans Day Parade in North America, with about 40,000 to 55,000 in attendance. He confirmed for MAYOR GOODMAN that this year about 80,000 to 100,000 spectators are expected, as was televised on KCLV.

MAYOR GOODMAN advised that although he does not want to set a precedent, this is a very special year for America and the Veterans should be recognized more than ever. He supported a waiver of up to the full amount of \$5,500, recognizing that the turnout may not be as big as predicted. However, the City wants the parade, particularly in the downtown area. The tenants in the Arts District are going to be having a festival that day, too, which is an awesome concept.

MR. STOJACK remarked that the members of the Veterans Day Parade Committee feel it is very important to revitalize the downtown area and make the parade a civic activity. People from all over the Southwest will be participating, because their communities do not have Veterans Day celebrations. He then indicated that total expenses for last year's parade were \$15,500, for which the City provided a \$5,500 waiver. This year, a cost of \$20,000 is being projected. He urged the Council to approve an increased waiver of \$10,000, as there are many expenses that are not controllable.

COUNCILWOMAN McDONALD concurred with the Mayor's comments that the citizenry needs to show their support of the Veterans. From all indications, it is going to be a major event, which should be kept downtown. MAYOR GOODMAN noted that it is going to be great advertisement for Las Vegas.

COUNCILMAN BROWN confirmed with MR. STOJACK that the parade is structured so that the route will end at the Neonopolis/Fremont Street Experience. He then requested that MR. STOJACK contact the Convention Authority to survey some of the out-of-town participants to

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Administrative

Item 61 – Discussion and possible action regarding the City’s future role and involvement in the Veteran’s Day Parade

**MINUTES – Continued:**

see what kind of visitors come in order to potentially raise revenues for future parades. Lastly, he asked if the Veterans Day Parade Committee controls the parade vendors. MR. STOJACK answered that City Business Services controls the vendors. The Committee is already extremely busy with the organization and coordination of the parade. MR. STOJACK noted that a static display will be taking place after the parade. COUNCILMAN BROWN said he hopes the Committee will capture the revenues from that display.

COUNCILMAN McDONALD also agreed with the Mayor that veterans need all of the support possible.

COUNCILMAN REESE said that the parade is very important, especially to the downtown area.

MAYOR GOODMAN requested that MR. STOJACK contact the Sheriff to try to obtain additional waivers, and that he remain in close contact with CITY MANAGER SELBY and JIM DiFIORE, Manager, Business Licensing, in case he obtains additional revenues.

NOTE: COUNCILMAN BROWN directed CITY MANAGER SELBY to look into possibly increasing the cost of parade permits, in accordance with potential attendance, in order to offset some of the additional City costs.

NOTE: COUNCILMAN McDONALD stressed that the vendors need to curtail their sale of “silly strings” and any other product that might cause fights, as “silly strings” did at the last parade.

(9:57 – 10:07)

**1-1840**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: Approved September 5, 2001  
subject to a one-year review: Edwin Martinez, 7075 W. Gowan Road, Las Vegas, Nevada 89129

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:****RECOMMENDATION:****BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED to follow staff's recommendation, thereby granting the work card  
with no further reviews – UNANIMOUS with Weekly excused**

**MINUTES:**

ASSISTANT CITY ATTORNEY REDLEIN advised the Council that he received a communiqué from the Las Vegas Metropolitan Police Department that MR. MARTINEZ has been working full-time at the Head Start Childcare Program with the Economic Opportunity Board. The supervisors like him very much and would like the restrictions on his work card removed.

There was no further discussion.

(10:14 – 10:15)

**1-2608**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: Adriana Cecilia Wilson, 1945 La Brisa Avenue, Las Vegas, Nevada 89109

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

**MOTION:**

**REESE – Motion to bring forward and STRIKE Items 20 and 63 and Hold in ABEYANCE Items 71, 79, and 80 to 9/18/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

There was no related discussion.

(9:38 – 9:40)

1-1139

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - Discussion and possible action regarding a Six Month Review of a Massage Establishment License, Shu Qin O'Neil, dba Good Luck Massage, 4211 West Sahara Ave., Suite C, Shu Qin O'Neil, 100% - Ward 1 (M. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding a Six Month Review of a Massage Establishment License

**RECOMMENDATION:**

Recommendation to be provided following discussion of the item at the City Council meeting.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Photographs (2)

**MOTION:**

**M. McDONALD – APPROVED suspension of the license, pending a two-week review on 9/18/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

**APPEARANCES:**

JIM DiFIORE, Manager, Business Services  
REGINA NG, on behalf of the applicant

(10:15 – 10:18)

**1-2675**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

Discussion and possible action regarding a new Massage Establishment License subject to the provisions of the fire codes, Hai Bin Liu, dba Asian Princess Spa, 2212 Paradise Road, Hai Bin Liu, 100% - Ward 3 (Reese)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding a new Massage Establishment License

**RECOMMENDATION:**

Recommendation to be provided following discussion of the item at the City Council meeting.

**BACKUP DOCUMENTATION:**

Map

**MOTION:**

**REESE – ABEYANCE to 9/18/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

**APPEARANCES:**

BENSON LEE, Attorney, appeared representing the applicant, who was also present

BETTY CHANG, certified court translator, 4651 Spring Mountain Road

JIM DiFIORE, Manager, Business Services

STACY RODD, Detective, Las Vegas Metropolitan Police Department

BOBBIE MANNING, Detective, Las Vegas Metropolitan Police Department Special Investigations

(10:18 – 10:23)

**1-2816**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

Discussion and possible action regarding a Six Month Review of a Psychic Art and Science License, Ann Finney-Lucas, dba Neferteri, 2000 Las Vegas Blvd., South, Unit K-13, Ann Finney-Lucas, 100% - Ward 1 (M. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding a Six Month Review of a Psychic Art and Science License

**RECOMMENDATION:**

Recommendation to be provided following discussion of the item at the City Council meeting.

**BACKUP DOCUMENTATION:**

Agenda Memo

**MOTION:**

**M. McDONALD – APPROVED the recommendation of Detective Rodd, thereby granting the permanent license – UNANIMOUS with Weekly excused**

**MINUTES:**

JIM DiFIORE, Manager, Business Services, advised that he received a facsimile from the applicant indicating that she could not attend because she had to attend to a family emergency.

STACY RODD, Detective, Las Vegas Metropolitan Police Department, stated that the second investigation indicates that there is nothing that would preclude the issuance of a permanent license.

There was no further discussion.

(10:23 – 10:25)

**1-3100**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

Discussion and possible action regarding a new Psychic Art and Science License subject to the provisions of the fire and planning codes, Margo Piper, dba SeekUnique@the Lakes, 2914 Lake East Drive, Margo L. Piper, 100%, (**NOTE: Item to be heard in the afternoon session in conjunction with Item #118 - Special Use Permit #U-0090-02**) - Ward 2 (L.B. McDonald)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding a new Psychic Art and Science License

**RECOMMENDATION:**

Recommend approval subject to the provisions of the fire and planning codes

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**L.B. McDONALD – APPROVED as recommended – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MARGO PIPER, 5700 Cliff Point Court, concurred with staff conditions.

NOTE: All discussion for Afternoon Session Item 118 [U-0090-02] and Morning Session Item 67 [Discussion and possible action regarding a new Psychic Art and Science License] was held under Item 118 [U-0090-02].

(2:04 – 2:07)

**3-2142**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Package Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Van Lee, dba X. O. Liquor, Van Lee, 100%, To: Allan Tran, dba 2000 X O Liquor, 1616 Las Vegas Blvd., South, Allan Tran, 100% - Ward 1 (M. McDonald)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Package Liquor License

**RECOMMENDATION:**

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations, with authority to issue a permanent license upon receipt of a favorable police report

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Letter from Allan Tran

**MOTION:**

**M. McDONALD – ABEYANCE to 10/2/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

ALLAN TRAN, 1572 Glassy Pond, was present.

JIM DiFIORE, Manager, Business Services, requested the matter be held for two weeks because, even though the applicant has no criminal record, there are some issues with the location. The two weeks would allow the Las Vegas Metropolitan Police Department to prepare the appropriate report. COUNCILMAN McDONALD decided to hold the matter for one month because too many items were being held to 9/18/2002.

MAYOR GOODMAN clarified for the applicant that the matter is being requested to be held because there is a problem with the location, not MR. TRAN.

There was no further discussion.

(10:25 – 10:27)

**1-3169**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding a Six Month Review of a Supper Club Liquor License, Lightcoin, Inc., dba Club 2100, 2100 Fremont Street, Lawrence D. Rosales, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding a Six Month Review of a Supper Club Liquor License

**RECOMMENDATION:**

Recommendation to be provided following discussion of the item at the City Council meeting.

**BACKUP DOCUMENTATION:**

Agenda Memo

Submitted at the meeting: binder containing supporting documentation against issuance of the license by Detective Michelle Smaistrle, Las Vegas Metropolitan Police Department, and a copy of the restaurant menus and notice

**MOTION:**

**REESE – ABEYANCE to 10/2/2002 – UNANIMOUS with Weekly excused and M. McDonald not voting**

NOTE: COUNCILMAN MACK disclosed that his brother, Steven Mack, has a SuperPawn shop in close proximity to this business; however, he has not discussed the matter with his brother and does not believe there is an impact; therefore, he would be voting.

**MINUTES:**

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

**APPEARANCES:**

JIM DiFIORE, Manager, Business Services

LARRY ROSALES, 2100 Fremont Street

JACK LINDALE, 7630 W. Eldora Avenue, representative and consultant of Mr. Rosales

MICHELLE SMAISTRLE, Detective, Las Vegas Metropolitan Police Department

STACY RODD, Detective, Las Vegas Metropolitan Police Department

JOHN REDLEIN, Assistant City Attorney

TODD FARLOW, 240 N. 19<sup>th</sup> Street

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Finance and Business Services

Item 69 - Discussion and possible action regarding a Six Month Review of a Supper Club Liquor License, Lightcoin, Inc., dba Club 2100, 2100 Fremont Street, Lawrence D. Rosales, Dir, Pres, Secy, Treas, 100%

**MINUTES – Continued:**

NOTE: COUNCILMAN REESE requested that MR. DiFIORE and representatives of Metro meet with MR. ROSALES.

(10:27 – 10:58)

**1-3293/2-1**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on the Neighborhood Partners Fund (NPF) Board recommendations to allocate \$75,000 for 23 neighborhood projects - All Wards

**Fiscal Impact**☐**No Impact****Amount:** \$75,000☒**Budget Funds Available****Dept./Division:** Neighborhood Planning and Support☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The Neighborhood Partners Fund (NPF) program was established by Council action in 1998. It is designed to assist citizens in improving the quality of life for City of Las Vegas neighborhoods and directly responds to one of the City Council's priorities: Develop and support neighborhood integrity and livability. The NPF Board is appointed by the Mayor and Council.

**RECOMMENDATION:**

The Neighborhood Partners Fund Board recommends that the City Council approve funding of 23 neighborhood projects for a total of \$75,000.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. NPF Grant Recipient Spreadsheet

**MOTION:**

**REESE – APPROVED as recommended – UNANIMOUS with Weekly excused**

**MINUTES:**

SHARON SEGERBLOM, Director, Neighborhood Services Department, stated that this is the beginning of the fifth year for the Neighborhood Partners Fund, and that staff would like to recognize some of the members that have worked so hard on neighborhood projects.

MARIA CASTILLO-COUCH, Neighborhood Services Department, explained that the Neighborhood Partners Fund program allows neighborhoods to submit applications for grants up to \$5,000 to make improvements to their neighborhoods. To date, the program has provided \$350,000 to 88 different neighborhood projects and has leveraged almost \$900,000 in matches either of cash, volunteered labor, or professional services. These projects translate to a \$1.2 million impact in the quality of life of City residents. She extended her appreciation to the project leaders for giving up their time and labor to improve their communities.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Neighborhood Services

Item 70 – Discussion and possible action on the Neighborhood Partners Fund (NFP)  
Board recommendations to allocate \$75,000 for 23 neighborhood projects

**MINUTES – Continued:**

MS. CASTILLO-COUCH introduced TONY BRUGES, Chair, Neighborhood Partners Fund Board, who explained this year's neighborhood projects.

MR. BRUGES thanked the 13 members of the Board who reviewed and evaluated this year's 24 applications and listened to the 15-minute presentations of each applicant. He acknowledged the six citizen representatives: DON EGBERT, PETER ANDRONACO, EARL WHITE, TYRONE THOMPSON, and DEBBIE KINSORA, and thanked the City staff members who represented the Mayor and Council's offices.

MR. BRUGES then mentioned the 23 neighborhoods that were being recommended for funding, as listed in the backup documentation for this item, and indicated that six of the neighborhood leaders were present to speak a little about their projects.

LES FADNESS, Ward 1, Fremont Estates, appreciated the opportunity to explain a little about his neighborhood's project. He said that through the project funds and volunteered time his neighborhood is able to enjoy a family-based recreational facility that promotes the safety, health, and welfare of the residents. Through the improvements made to the swimming pool at Washington and Donner, the residents have been able to maintain and operate the swimming pool for the families to enjoy.

GREG TOUSSAINT, Vice President, Ward 2, The Lakes Association, said that the Association is putting on the lights festival this year on 12/7/2002. It is going to be a community holiday event in order to bring together the residents of the entire surrounding community. The program will include music, dancing, holiday lights, food, and fun. It is open to the public and free of charge. The event will also include a boat parade. The grand marshals for the event will be comedian MARTY ALLEN and singer KAREN KATE BLACKWELL. He thanked the City Council for its assistance in making this even possible.

JARROD McCLUNG, Ward 3, Hillside Heights, said that the grant funds will be used to purchase yard equipment to be used by the association members to maintain neighbors' yards through a volunteer program. The entire neighborhood is very excited about this project, because many of the homes are older and are in need of maintenance.

STEVEN MACK, Ward 4, Cimarron-Gowan, thanked MS. CASTILLO-COUCH for her motivation, as well as DARCY HAYES, Liaison for Ward 4, who was very instrumental in bringing the program to his attention. He explained that his neighborhood's project is to build a park for the existing residents and the surrounding neighborhoods.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Neighborhood Services

Item 70 – Discussion and possible action on the Neighborhood Partners Fund (NFP)  
Board recommendations to allocate \$75,000 for 23 neighborhood projects

**MINUTES – Continued:**

KB Home is helping the neighborhood on this project. It is their hope that more funds can be obtained next year through this program to purchase additional equipment.

MARILYN GILLESPIE, Ward 5, Cultural Corridor Coalition, indicated that the Coalition is comprised of seven entities: the Natural History Museum, the Children's Museum, the Fort, the Library, Cashman Field, Reed Whipple, and the Neon Museum. Their project is to put together banners (3 feet by 4 feet) that will help enhance the neighborhood and designate it as a cultural district.

THELMA CLARK, Ward 3, Rulon Earl Mobile Home Park, explained that the park consists of senior residents. The funds are going to be used to purchase supplies for their kitchen for when they have parties, to purchase a new TV, and to have a coach from UNLV put on an exercise program for the seniors once a week. All of these new items will help to bring the seniors out and socialize, which will be good for their health. She thanked City staff, especially MS. CASTILLO-COUCH for helping them fill out their application. She hoped that they will continue to receive funding.

FLOYD FITZGIBBONS, Ward 6, Timberlake Homeowners Association, commented that the funds will be used to put in speed humps throughout the neighborhood to slow down speeders that have almost caused accidents.

MR. BRUGES interjected that this program assists neighborhoods in developing projects that will positively impact their communities. He recommended approval of these projects. He thanked the Council, the citizens, and, again, staff.

MS. CASTILLO-COUCH asked those that would be receiving funds that were in the audience to stand. She asked that anyone who is interested in participating in the process to please call Neighborhood Services at telephone number 229-6681.

MAYOR GOODMAN said that it makes the Council members very happy to see the citizens volunteer their services to these types of programs and make the difficult decisions as to who will receive funding. It is also great to see the neighborhoods working hard to improve the community. He congratulated everyone involved in the process. COUNCILMAN REESE agreed with the Mayor's comments.

(10:58 – 11:20)

2-780

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: BUSINESS DEVELOPMENT**

**DIRECTOR: LESA CODER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

**ABEYANCE ITEM - R-69-2002** - Discussion and possible action regarding a Resolution consenting to certain undertakings of the City of Las Vegas Redevelopment Agency in connection with the Owner Participation Agreement with World Market Center, LLC, for the project concerning the development of real property generally west of Grand Central Parkway and north of Bonneville/Alta - (APN's 139-33-610-004, 139-33-511-003, and 139-33-511-004) - Ward 5 (Weekly) [NOTE: This item is related to Redevelopment Agency Item #3]

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

World Market Center, LLC, will build up to 7,500,000 s.f. of wholesale furniture showrooms, and related uses such as exhibition, office, and mixed-use space, over the 57 acre site. Developer is seeking TIF for some qualified improvements as no other means of financing is available. The project is of benefit to the redevelopment plan area.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Resolution No. R-69-2002
2. Summary of Expected Benefits and related correspondence
3. Location Map

**MOTION:**

**REESE – Motion to bring forward and STRIKE Items 20 and 63 and Hold in ABEYANCE Items 71, 79, and 80 to 9/18/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

MAYOR GOODMAN announced that the action to hold Redevelopment Agency Item 3, which is related to Item 71, in abeyance to 9/18/2002 would be taken during the Redevelopment Agency meeting, following the City Council meeting.

There was no further discussion.

(9:38 – 9:40)

1-1139

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☒ **DISCUSSION**

**SUBJECT:**

**BOARDS & COMMISSIONS:**

**ABEYANCE ITEM** - AUDIT OVERSIGHT COMMITTEE –Bill Martin, Term Expiration 6/5/2002

**Fiscal Impact**

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

**PURPOSE/BACKGROUND:**

The City of Las Vegas Audit Oversight Committee was created by City Council Resolutions R-49-98 and R-117-98 for the purpose of overseeing various aspects of the City's internal audit function. Two members must be specifically identified members of the City Council and three members must be from the community-at-large. Mr. Martin fills the community-at-large seat and is not eligible for reappointment, as he has served two terms. There is no city residency requirement. At the Council Meeting of August 21, 2002, this item was abeyed to September 4, 2002.

**RECOMMENDATION:**

Procedure for this Committee requires appointment by the Mayor, subject to ratification by the City Council. It will be necessary to appoint a community-at-large member to fill Mr. Martin's seat.

**BACKUP DOCUMENTATION:**

1. City of Las Vegas Audit Oversight Committee Listing and Authority
2. Board Interest Form – Amanda R. McWilliams

**MOTION:**

**GOODMAN – Motion to APPOINT Paul Workman, 7251 W. Lake Mead, #108, Las Vegas, Nevada 89128 – UNANIMOUS with Weekly excused**

Clerk to notify

**MINUTES:**

There was no discussion.

(11:20 – 11:21)  
2-1583

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☒ **DISCUSSION**

**SUBJECT:**

**BOARDS & COMMISSIONS:**

**ABEYANCE ITEM** - AUDIT OVERSIGHT COMMITTEE – Joseph Saitta, Term Expiration 7/19/2002

**Fiscal Impact**

<input checked="" type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>
<input type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>

**PURPOSE/BACKGROUND:**

The City of Las Vegas Audit Oversight Committee was created by City Council Resolutions R-49-98 and R-117-98 for the purpose of overseeing various aspects of the City's internal audit function. Two members must be specifically identified members of the City Council and three members must be from the community-at-large. Mr. Saitta fills a community-at-large seat and he is eligible for reappointment. There is no city residency requirement. At the Council Meeting of August 21, 2002, this item was abeyed to September 4, 2002.

**RECOMMENDATION:**

Procedure for this Committee requires appointment by the Mayor, subject to ratification by the City Council. Options are:

Reappoint Mr. Saitta or appoint a new community-at-large member.

**BACKUP DOCUMENTATION:**

1. City of Las Vegas Audit Oversight Committee Listing and Authority
2. Board Interest Form – Amanda R. McWilliams

**MOTION:**

**GOODMAN – ABEYANCE to 9/18/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

MAYOR GOODMAN said he would like to speak to a couple of the people on the list that RADFORD SNELDING, City Auditor, submitted to him.

There was no further discussion.

(11:21)  
2-1608

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY CLERK****DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS:**

**ABEYANCE ITEM** - CHILD CARE LICENSING BOARD – Nona Carroll – Term Expiration 6-2005 (Resigned)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Child Care Licensing Board consists of five members appointed by the City Council. Currently, Las Vegas Municipal Code (LVMC) 6.24 governing this Board is being reviewed for expansion to seven members. However, at the present time, membership remains at five and appointments are coterminous with the Council member making the appointment. Ms. Carroll is the coterminous appointment of Councilwoman Lynette Boggs McDonald and, with her resignation; Councilwoman McDonald is eligible to make this appointment. This member must be a city resident, may not be a licensed operator of a child care facility, and there is no limit to the number of terms that may be served. At the Council Meeting of August 21, 2002, this item was abeyed to September 4, 2002.

**RECOMMENDATION:**

It will be necessary for Councilwoman Lynette Boggs McDonald to appoint a new representative as her coterminous appointment. This member must be a city resident and may not be a licensed operator of a child care facility. The appointee will fill the unexpired term, which ends June 2005.

**BACKUP DOCUMENTATION:**

1. Resignation letter from Nona Carroll
2. Current Listing and Authority – Child Care Licensing Board
3. Board Interest Form – Barbara Rhea

Submitted at the meeting: Committee Interest Form of Linda M. Powers

**MOTION:**

**L.B. McDONALD – Motion to APPOINT Linda M. Powers, 1704 Bayonne Drive, Las Vegas, Nevada 89134-6187 – UNANIMOUS with Weekly excused**

Clerk to notify

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Boards and Commissions  
Item 74 – Child Care Licensing Board

**MINUTES:**

There was no discussion.

(11:21 – 11:22)  
**2-1628**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR:** BARBARA JO (RONI) RONEMUS      ☐ **CONSENT**      ☒ **DISCUSSION**

**SUBJECT:**

**BOARDS & COMMISSIONS:**

ETHICS REVIEW BOARD – Earle W. White, Jr., Term Expiration 4-14-2001; Robert J. Fleming, Term Expiration 4-14-2001; Linda Young, Term Expiration 5-12-2001; Louis Johnson, Term Expiration 9-5-2005 (Resigned)

**Fiscal Impact**

<input checked="" type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>
<input type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>

**PURPOSE/BACKGROUND:**

The terms of office for Chairman Earl W. White, Jr., Robert J. Fleming and Linda Young have expired on the Ethics Review Board. On February 20, 2002, consideration of these appointments was stricken from the agenda pending the completion of the work of the Ethics Review Board in the matter of Ward 6 Councilman Michael Mack. On August 21, 2002 a not guilty ruling was issued by Las Vegas Municipal Court Judge Bert Brown in this matter. Additionally, Mr. Louis Johnson resigned from the Ethics Review Board producing a vacancy in this seat. The agenda item to fill Mr. Johnson's seat was tabled at the City Council meeting of March 20, 2002. To make this board current, the Mayor will need to appoint a Chair, with Council confirmation, and Council members from Ward 1, Ward 4 and Ward 5 will need to make their respective appointments, which also require City Council confirmation.

**RECOMMENDATION:**

It will be necessary to appoint: Mayor Goodman to reappoint Mr. White OR appoint a new citizen as Chairman with Council confirmation; Councilman Reese (Ward 5) to reappoint Mr. Fleming OR appoint a new citizen as member; Councilman Brown (Ward 4) to reappoint Ms. Young OR appoint a new citizen as member; Councilman Michael McDonald (Ward 1) to appoint a new citizen as member.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Revised Listing and Authority – Ethics Review Board
3. Resignation Letter – Louis Johnson
4. Board Interest Forms – Priscilla Regina Porter, Scott Weissinger, Barbara Rhea

**MOTION:**

**GOODMAN – ABEYANCE to 10/2/2002 – UNANIMOUS with Weekly excused**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Boards and Commissions  
Item 75 – Ethics Review Board

**MINUTES:**

NOTE: MAYOR GOODMAN directed CITY MANAGER SELBY to conduct a study and to brief the individual Council members on whether or not the Ethics Review Board should be retained as it currently exists, abolished, or modified; to outline the responsibilities, by ordinance, of the City's Ethics Review Board compared to the State's ethics board; and also to include the economic impact of maintaining the Ethics Review Board.

There was no further discussion.

(11:22 – 11:23)

**2-1648**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO (RONI) RONEMUS**

☐ **CONSENT** ☒ **DISCUSSION**

**SUBJECT:**

**BOARDS & COMMISSIONS:**

Discussion and possible action on the two or four year appointment of the Ward 6 representative on the Ethics Review Board in accordance with Ordinance No. 5436, adopted August 1, 2001

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

At the City Council Meeting of August 1, 2001, Ordinance No. 5346 was adopted increasing the membership on the Ethics Review Board from 5 to 7 members. This membership increase is in accordance with the increase in the membership of the Las Vegas City Council from 5 to 7 members. The Ward 6 appointment was stricken from the February 20, 2002 agenda pending the resolution of the Ward 6 Councilman's ethics issue. On August 21, 2002, a not guilty ruling was issued by Las Vegas Municipal Court Judge Bert Brown in this matter. The Ward 6 Councilman is now eligible to make one appointment to the Ethics Review Board and Ordinance No. 5346 allows for the term of this initial appointment to be for either two or four years.

**RECOMMENDATION:**

In an effort to comply with the ordinance requirement for Board members to have staggered terms, the City Clerk is recommending that the Ward 6 representative be appointed for a two-year term. It is recommended that Councilman Mack appoint a Ward 6 member with term expiration of 2004.

**BACKUP DOCUMENTATION:**

1. Revised Listing and Authority – Ethics Review Board
2. Board Interest Forms – Priscilla Regina Porter, Scott Weissinger, Barbara Rhea

**MOTION:**

**REESE – ABEYANCE to 10/2/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

See Item 75 for related discussion.

(11:23 – 11:24)  
2-1723

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

**Bill No. 2002-84** – Allows major auto repair garages in the C-2 Zoning District by means of special use permit. Sponsored by: Councilman Michael Mack

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Currently, major auto repair garages are permitted only in the C-M and M Zoning Districts. On the other hand, auto paint and body repair shops are allowed in the C-2 District by means of a special use permit and in connection with auto dealerships. It is believed that major auto repair should have no greater impact than auto paint and body repair, so this bill will allow the use in the C-2 District by means of special use permit.

**RECOMMENDATION:**

ADOPTION at 9/4/2002 City Council meeting pursuant to the 8/19/2002 Recommending Committee.

First Reading – 8/7/2002; First Publication – 8/23/2002

**BACKUP DOCUMENTATION:**

Bill No. 2002-84

**MOTION:**

**MACK – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5505 – UNANIMOUS with Weekly excused**

**MINUTES:**

There was no discussion.

(11:24)

2-1739

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

**Bill No. 2002-85** – Revises the Town Center Development Standards Manual to allow limited commercial uses in the Medium Density Residential-Town Center District by means of conditional approval. Sponsored by: Councilman Michael Mack

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The Medium Density Residential-Town Center (M-TC) District does not currently permit commercial uses. It has been determined that the objectives of the district will be furthered by allowing a limited number of commercial uses, subject to certain standards. This bill will accomplish that change.

**RECOMMENDATION:**

**ADOPTION** at 9/4/2002 City Council meeting pursuant to the 8/19/2002 Recommending Committee.

First Reading – 8/7/2002; First Publication – 8/23/2002

**BACKUP DOCUMENTATION:**

Bill No. 2002-85

**MOTION:**

**MACK – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5506 – UNANIMOUS with Weekly excused**

**MINUTES:**

There was no discussion.

(11:24 – 11:25)  
2-1765

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

**Bill No. 2002-86** – Revises the development standards applicable to commercial and industrial development. Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The Zoning Code currently contains a number of development standards applicable to commercial and industrial development. This bill will revise and expand those standards, as well as separate them into two distinct code sections. The revised standards are based upon significant input from staff, the development community, and the Planning Commission.

**RECOMMENDATION:**

ADOPTION at 9/4/2002 City Council meeting pursuant to the 8/19/2002 Recommending Committee.

First Reading – 8/7/2002; First Publication – 8/23/2002

**BACKUP DOCUMENTATION:**

Bill No. 2002-86

**MOTION:**

**REESE – Motion to bring forward and STRIKE Items 20 and 63 and Hold in ABEYANCE Items 71, 79, and 80 to 9/18/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

There was no related discussion.

(9:38 – 9:40)

1-1139

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

**Bill No. 2002-87** – Revises the landscape, wall and buffer requirements for development within the City. Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

This bill will revise the existing landscape, wall and buffer requirements applicable to all types of development within the City. The revised standards are based upon significant input from staff, the development community, and the Planning Commission.

**RECOMMENDATION:**

ADOPTION at 9/4/2002 City Council meeting pursuant to the 8/19/2002 Recommending Committee.

First Reading – 8/7/2002; First Publication – 8/23/2002

**BACKUP DOCUMENTATION:**

Bill No. 2002-87

Submitted after Final Agenda: 8/29/2002 letter from Southern Nevada Home Builders Assn

**MOTION:**

**REESE – Motion to bring forward and STRIKE Items 20 and 63 and Hold in ABEYANCE Items 71, 79, and 80 to 9/18/2002 – UNANIMOUS with Weekly excused**

**MINUTES:**

There was no related discussion.

(9:38 – 9:40)

1-1139

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

**Bill No. 2002-90** – Approves the “Corporate Limit Adjustment Agreement Between the City of Las Vegas and the City of North Las Vegas” as an amendment or revision to the official plat of the City of Las Vegas. Sponsored by: Councilman Michael Mack

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This bill will approve the “Corporate Limit Adjustment Agreement Between the City of Las Vegas and the City of North Las Vegas” to resolve long-time uncertainty over the Decatur Boulevard alignment. The City Council of the City of North Las Vegas will adopt a similar bill, and the agreement will be recorded.

**RECOMMENDATION:**

ADOPTION at 9/4/2002 City Council meeting pursuant to the 9/3/2002 Recommending Committee.

First Reading – 8/21/2002; First Publication – 8/23/2002

**BACKUP DOCUMENTATION:**

Bill No. 2002-90

**MOTION:**

**MACK – Second Reading and BILL ADOPTED as a First Amendment as Ordinance No. 5507 – UNANIMOUS with Weekly excused**

**MINUTES:**

CHIEF DEPUTY CITY ATTORNEY VAL STEED requested a First Amendment to include two minor changes: to reflect that the map is being adopted by ordinance and to add language that would authorize staff to correct any errors and reconcile any differences between the City’s map and the one that the City of North Las Vegas adopts so that the maps conform before recordation.



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Recommending

Item 81 – Bill No. 2002-90

**MINUTES – Continued:**

At the request of COUNCILMAN MACK, RITA LUMOS, Public Works Department, presented a map on the overhead and described it in detail. She noted that, through changes at the legislature, the City has the tools to resolve the problem. COUNCILMAN MACK thanked MS. LUMOS for her immediate efforts in this situation. He said that some residents on the Decatur alignment were receiving double billings.

There was no further discussion.

(11:25 – 11:28)

**2-17929**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

**Bill No. 2002-88** – Annexation No. A-0063-01 (A) – Property location: 330 feet north of Grand Teton Drive and 680 feet east of Durango Drive; Petitioned by: Cromer 1985 Trust, et al.; Acreage: 2.45 acres; Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located 330 feet north of Grand Teton Drive and 680 feet east of Durango Drive. The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 27, 2002) is set by this ordinance.

**RECOMMENDATION:**

ADOPTION at 9/18/2002 City Council meeting pursuant to the 9/3/2002 Recommending Committee.

First Reading – 8/21/2002; First Publication – 9/6/2002

**BACKUP DOCUMENTATION:**

None

**MOTION:**

None required.

**MINUTES:**

Recommendation noted.

9/18/2002 Council Agenda

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

**Bill No. 2002-89** – Annexation No. A-0018-02 (A) – Property location: On the west side of Buffalo Drive, approximately 120 feet north of Cheyenne Avenue; Petitioned by: City of Las Vegas; Acreage: 0.65 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Larry Brown

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located on the west side of Buffalo Drive, approximately 120 feet north of Cheyenne Avenue. The annexation is at the request of the City, with no objection by the owner (Las Vegas Valley Water District). The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 27, 2002) is set by this ordinance.

**RECOMMENDATION:**

ADOPTION at 9/18/2002 City Council meeting pursuant to the 9/3/2002 Recommending Committee.

First Reading – 8/21/2002; First Publication – 9/6/2002

**BACKUP DOCUMENTATION:**

None

**MOTION:**

None required.

**MINUTES:**

Recommendation noted.

9/18/2002 Council Agenda

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

**Bill No. 2002-91** – Levies Assessment re: Special Improvement District No. 1477 - Tenaya Way and Azure Drive Sponsored by: Step Requirement (\$2,416,532.82 - Capital Projects Fund/Special Assessments)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$2,416,532.82

☐

**Budget Funds Available**

**Dept./Division:** Public Works/SID

☒

**Augmentation Required**

**Funding Source:** Capital Projects Fund/Special Assessments

**PURPOSE/BACKGROUND:**

Installation of pavement, curb and gutter, driveway approaches, traffic signals, storm drains, streetlights, sewer mains and laterals, and water mains and laterals.

**RECOMMENDATION:**

ADOPTION at 9/18/2002 City Council meeting pursuant to the 9/3/2002 Recommending Committee.

First Reading – 8/21/2002; First Publication – 9/6/2002

**BACKUP DOCUMENTATION:**

None

**MOTION:**

None required.

**MINUTES:**

Recommendation noted.

9/18/2002 Council Agenda

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

**Bill No. 2002-92** – Levies Assessment re: Special Improvement District No. 1473 - Ann Road (US-95 Freeway to Allen Lane) Sponsored by: Step Requirement (\$381,165.08 - Capital Projects Fund/Special Assessments)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$381,165.08

☐

**Budget Funds Available**

**Dept./Division:** Public Works/SID

☒

**Augmentation Required**

**Funding Source:** Capital Projects Fund/Special Assessments

**PURPOSE/BACKGROUND:**

Installation of pavement, curb and gutter, sidewalks, driveway approaches, streetlights, sewer mains and laterals, and water mains and laterals.

**RECOMMENDATION:**

ADOPTION at 9/18/2002 City Council meeting pursuant to the 9/3/2002 Recommending Committee.

First Reading – 8/21/2002; First Publication – 9/6/2002

**BACKUP DOCUMENTATION:**

None

**MOTION:**

None required.

**MINUTES:**

Recommendation noted.

9/18/2002 Council Agenda

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**NEW BILLS:**

**Bill No. 2002-93** – Annexation No. A-0019-02(A) – Property location: On the south side of Deer Springs Way, 660 feet west of El Capitan Way; Petitioned by: Concordia Homes; Acreage: 10.12 acres; Zoned: R-E (County zoning), U (ML-TC) (City equivalent). Sponsored by: Councilman Michael Mack

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located on the south side of Deer Springs Way, 660 feet west of El Capitan Way. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 27, 2002) is set by this ordinance.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2002-93 and Location Map

**MOTION:**

**None required.**

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

9/16/2002 Recommending Committee

9/18/2002 Council Agenda

There was no discussion.

(11:28 – 11:30)

**2-1924**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILLS:

**Bill No. 2002-94** – Annexation No. A-0020-02(A) – Property location: On the north and south side of Deer Springs Way, 330 feet east of Fort Apache Road; Petitioned by: Concordia Homes; Acreage: 10.15 acres; Zoned: R-E (County zoning), U (ML-TC) (City equivalent). Sponsored by: Councilman Michael Mack

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located on the north and south side of Deer Springs Way, 330 feet east of Fort Apache Road. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 27, 2002) is set by this ordinance.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2002-94 and Location Map

**MOTION:**

None required.

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

9/16/2002 Recommending Committee

9/18/2002 Council Agenda

There was no discussion.

(11:28 – 11:30)

**2-1924**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**NEW BILLS:**

**Bill No. 2002-95** – Repeals and replaces LVMC Chapter 6.50, relating to liquor control, and revises related zoning provisions. Proposed by: Mark Vincent, Director, Finance and Business Services

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

In addition to adding new alcoholic beverage licensing categories for wedding chapels, billiard parlors, convenience stores, art galleries, art studios, buses and limousines this bill reorganizes the presentation of the existing alcoholic beverage regulations, including moving related zoning matters from Chapter 6.50 to Title 19 of the City Code. Special use permit regulations for unlicensed locations hosting social events with alcoholic beverage sales are also established.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2002-95

**MOTION:**

**None required.**

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

9/16/2002 Recommending Committee

9/18/2002 Council Agenda

There was no discussion.

(11:28 – 11:30)

**2-1924**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**NEW BILLS:**

**Bill No. 2002-96** – Expands the grounds for denial of a privileged license, adds temporary licensing provisions and amends the waiver of suitability provisions. Proposed by: Mark Vincent, Director, Finance and Business Services

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

This bill authorizes the City Council to issue a temporary privileged business license in order to assess the applicant's fitness for a license and the appropriateness of the applicant's business location. This bill also incorporates the grounds for denial of a non-privileged business license application as grounds for denial of a privileged business license application, and requires that applications for waiver of suitability approval be more explanative regarding a principal's responsibilities.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2002-96

**MOTION:**

**None required.**

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

9/16/2002 Recommending Committee

9/18/2002 Council Agenda

There was no discussion.

(11:28 – 11:30)

**2-1924**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**NEW BILLS:**

**Bill No. 2002-97** – Updates the portion of the Town Center Development Standards Manual that pertains to signs. Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

This bill will update the Town Center Development Standards Manual as it relates to signs. The update includes a requirement for the submittal of a master sign plan for larger commercial projects and a number of minor changes in terminology and format.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2002-97

**MOTION:**

**None required.**

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

9/16/2002 Recommending Committee

9/18/2002 Council Agenda

There was no discussion.

(11:28 – 11:30)

**2-1924**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**NEW BILLS:**

**Bill No. 2002-98** – Expands the boundaries of the Special Signage Sub-district within the Downtown Casino Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Last January the Council adopted special sign standards for an area within the Downtown Casino Overlay District known as the Special Signage Sub-district, encompassing the area bounded by Ogden Avenue on the north, Las Vegas Boulevard on the east, Carson Avenue on the south, and Main Street on the west. The sign standards allow and encourage neon and animated signage consistent with the City's plans for the area. This bill expands the Sub-district to include the area bounded by Mesquite Avenue on the north, Casino Center Boulevard on the east, Ogden Avenue on the South, and Main Street.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2002-98

**MOTION:**

**None required.**

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

9/16/2002 Recommending Committee

9/18/2002 Council Agenda

There was no discussion.

(11:28 – 11:30)

**2-1924**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**NEW BILLS:**

**Bill No. 2002-99** – Revises the distance separation requirements relating to taverns. Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

This bill will update the method of measuring distance separation requirements relating to taverns. The changes are designed to take into account the type of parcelization that occurs in commercial subdivisions.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2002-99

**MOTION:**

**None required.**

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

9/16/2002 Recommending Committee

9/18/2002 Council Agenda

NOTE: During the PM session COUNCILMAN BROWN made a motion to recall Item 92 [Bill No. 2002-99], which passed unanimously with WEEKLY excused. He explained that he received correspondence from interested parties inquiring about the date the Bill would be considered by the City Council for final approval. One of their developments would be impacted by the ordinance and they were looking to see if it could be fast-tracked. He clarified with CITY CLERK RONEMUS that the Bill would be considered by the Recommending Committee on 9/16/2002 and eligible for adoption at the 9/18/02 City Council.

There was no discussion.

(11:28 – 11:30/3:12 – 3:15)

**2-1924/4-1376**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002`**

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**DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILLS:

**Bill No. 2002-100** – Amends Ordinance No. 3992 (creating Special Improvement District No. 707 - Summerlin Area), and approves the First Amendment to the Development and Financing Agreement related thereto. Proposed by: Richard D. Goecke, Director of Public Works

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Ordinance No. 3992, adopted in 1996, provided for the acquisition, construction, and installation of street, storm sewer, sanitary sewer and water projects in the Summerlin Area. This bill will amend Ordinance No. 3992 to add new projects and to adjust and revise project costs to reflect actual allowable reimbursements. The bill will also amend the Development and Financing Agreement related to this project.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

1. Bill No. 2002-100
2. First Amendment to Development and Financing Agreement

**MOTION:**

**None required.**

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

9/16/2002 Recommending Committee

9/18/2002 Council Agenda

There was no discussion.

(11:28 – 11:30)

**2-1924**

**THE MORNING SESSION RECESSED AT 11:30 A.M.**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

Any items from the afternoon session that the Council, staff and/or the applicant wishes to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

**MOTION:**

**REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02] and Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused**

**MINUTES:**

CITY CLERK RONEMUS asked MAYOR PRO TEM REESE to confirm Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], as being held to 10/2/2002. MAYOR PRO TEM REESE responded affirmatively.

Regarding Item Nos. 120 [U-0092-02] and 122 [U-0095-02], CITY CLERK BARBARA RONEMUS asked for clarification that these items would be abeyed to 10/2/2002. COUNCILMAN McDONALD confirmed that to be correct.

On Item Nos. 123 [U-0096-02] and Item 124 [V-0048-02], COUNCILMAN McDONALD confirmed those items to be tabled.

JOHN SERESE, General Realty, represented the adjacent owners to the property referenced in Items 123 [U-0096-02] and Item 124 [V-0048-02], His clients asked that he present their opposition to the proposed monopoly. MAYOR GOODMAN advised that both items will be tabled. COUNCILMAN McDONALD asked MR. SERESE to contact his office so he can acquire additional information regarding issues that MR. SERESE'S clients might have.

There was no further discussion.

(1:04 – 1:10)

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing on proposed local improvement district for Special Improvement District No. 1481 - El Capitan Way (Centennial Parkway to US-95) (\$3,824,708.11 - Capital Projects Fund/Special Assessments) - Ward 6 (Mack)

**Fiscal Impact**☐**No Impact****Amount:** \$3,824,708.11☐**Budget Funds Available****Dept./Division:** Public Works/SID☒**Augmentation Required****Funding Source:** Capital Projects Fund/Special Assessments**PURPOSE/BACKGROUND:**

The construction and installation of pavement, storm drain facilities, water mains, water laterals, and sewer laterals. In addition, curb and gutter, driveway approaches, and fire hydrants, will be constructed on the east side of El Capitan Way and along the southside of Elkhorn Road. Costs will be recovered over a 20-year period in accordance with the Provisional Order approved by City Council on the 7th day of August, 2002.

**RECOMMENDATION:**

Public Hearing only; no action required.

**BACKUP DOCUMENTATION:**

Public Hearing Notice

**MOTION:**

**None required**

NOTE: MAYOR GOODMAN abstained on the advice of MR. WERNER because this project has implications in the Town Center and also because of his business relationship with JERRY SNYDER, who might benefit from the outcome of this project.

**MINUTES:**

NOTE: Subsequent to the meeting, a Verbatim Transcript was typed and made a part of these Final Minutes.

MAYOR PRO TEM REESE declared the Public Hearing open.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Public Works Department

Item 95 – Public hearing on proposed local improvement district for Special Improvement District No. 1481 – El Capitan Way

**MINUTES – Continued:**

RICHARD GOECKE, Director of Public Works, gave an overview of the Special Improvement District No. 1481 and explained that this pertains to the Regional Transportation's improvements on El Capitan Way from Centennial Parkway to US95. MR. GOECKE stated that this item is in order.

COUNCILMAN MACK commended MR. GOECKE and his staff, as well as the adjacent property owners, for their combined contributions.

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:10 – 1:12)

**3-199**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing on proposed local improvement district for Special Improvement District No. 1495 - Buffalo Drive (Cheyenne Avenue to Lone Mountain Road) (\$161,922.91 - Capital Projects Fund/Special Assessments) - Ward 4 (Brown)

**Fiscal Impact**☐**No Impact****Amount:** \$161,922.91☐**Budget Funds Available****Dept./Division:** Public Works/SID☒**Augmentation Required****Funding Source:** Capital Projects Fund/Special Assessments**PURPOSE/BACKGROUND:**

The construction and installation of pavement, curb and gutter, sidewalk, driveway approaches, sewer laterals and streetlights. Costs will be recovered over a 10-year period in accordance with the Provisional Order approved by City Council on the 7th day of August, 2002.

**RECOMMENDATION:**

Public Hearing only; no action required.

**BACKUP DOCUMENTATION:**

Public Hearing Notice

**MOTION:**

None required

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

RICHARD GOECKE, Director of Public Works, stated that this is another Regional Transportation project for numerous local improvements. He noted that the estimated amount of special assessments total \$161,922.91 with the total construction cost being \$16,537,000. He stated that everything is in order.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002

Public Works Department

Item 96 – Public hearing on proposed local improvement district for Special Improvement District No. 1495 – Buffalo Drive

**MINUTES – Continued:**

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:12 – 1:13)

**3-274**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: NEIGHBORHOOD SERVICES**

**DIRECTOR: SHARON SEGERBLOM**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - Required 60-day review regarding the appeal of the Notice and Order to Abate Nuisance/Litter at 1368 Pyramid Drive. PROPERTY OWNER: WILLIE B. JAQUESS, SHIRLEY J. AYO - Ward 5 (Weekly)

**Fiscal Impact**

☐

**No Impact**

**Amount:**

☒

**Budget Funds Available**

**Dept./Division:** Neighborhood Services/Response

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The subject property was determined by the Department of Neighborhood Services to be a nuisance because of the various and continuous violations of the City of Las Vegas Municipal Code. On April 17, 2002 a Nuisance/Litter Abatement Notice and Order To Comply was sent to the property owner by regular and certified mail. A hearing was held on June 5, 2002 to consider the Appeal to the Notice and Order to Comply filed by Shirley Ayo, regarding the property located at 1368 Pyramid Drive. Today's hearing is the required 60-day review of the June 5, 2002 appeal of the Nuisance/Litter Abatement Notice and Order to Comply.

**RECOMMENDATION:**

That the City Council approve the Nuisance/Litter Abatement Notice and Order to Comply.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Notice of Appeal
4. Chronological List of Events
5. Video shown but not submitted

**MOTION:**

**REESE – APPROVED the action of Neighborhood Services – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Neighborhood Services Department  
Item 97 – 1368 Pyramid Drive

**MINUTES – Continued:**

DAVE SEMENZA, Neighborhood Services, explained that the property owner, SHIRLEY AYO, called prior to the start of the meeting stating that she would not be in attendance because of a new job. MR. SEMENZA asked to go forward with the item.

MR. SEMENZA presented a video of the premises showing several illegal vehicles parked on the property that have not been removed. He described the vehicles and the location of each and stated that these alone are in violation of the zoning code and to date, MS. AYO has chosen not to address the problems. MR. SEMENZA noted that MS. AYO has done a fairly decent job of trying to keep the property clean as compared to its previous condition.

In response to MAYOR GOODMAN'S inquiry, MR. SEMENZA declared that although it will not be necessary to clean the property further, he believes that it would be appropriate to start assessing fees until such time as MS. AYO is in compliance with the City of Las Vegas Municipal Code. MR. SEMENZA assured MAYOR GOODMAN that a certified letter of notification would be sent out today.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:13 – 1:15)

**3-307**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 2609 Gilmary Avenue. PROPERTY OWNER: JAMES W. AND RUTH E. CROWNER - Ward 1 (M. McDonald)

**Fiscal Impact**☐**No Impact****Amount:** \$1,689.35☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired K. O. Construction to abate the problem. The subject property was corrected by removing the small shed; securing the house, garage and gates; removing all high/dry vegetation including palm tree branches; removing scattered litter, trash, and debris; and by posting "No Trespassing" signs on the property.

**RECOMMENDATION:**

That the City Council: 1. Approve the report of expenses in the amount of \$1,689.35 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

**MOTION:**

**M. McDONALD – APPROVED the action of Neighborhood Services – UNANIMOUS with WEEKLY excused**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Neighborhood Services Department  
Item 98 – 2609 Gilmary Avenue

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

The property owners did not appear.

DAVE SEMENZA, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The property was declared in violation, and the Department of Neighborhood Services started legal notification. When no corrective action was taken or appeal filed, the Department of Neighborhood Services hired K. O. Construction to abate the problem. The property was corrected by removing a small shed in the rear of the property and securing the house, garage and gates. The high and dry vegetation as well as all scattered litter, trash and debris were removed. MR. SEMENZA recommended that the City Council approve the report of expenses in the amount of \$1,689.35 in order that a Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office.

COUNCILMAN McDONALD asked MR. SEMENZA if he could maintain a list of properties in his ward that would indicate the date and the length of time each has remained vacant. MR. SEMENZA responded that a database is being created.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:15 – 1:18)

**3-368**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

---

**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 3101 Aztec Avenue. PROPERTY OWNER: GUILBALDO VILLEGAS MUNOZ - Ward 3 (Reese)

**Fiscal Impact**☐**No Impact****Amount:** \$1,785.85☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired K. O. Construction to abate the problem. The subject property was corrected by boarding and securing the house and the gates to the yard; removing graffiti, brush, grass/hedge trimmings, all trash and debris including lumber, tin, wire, cans, bottles, barrels, cartons, buckets, boxes, rags, tires, and inner tubes; removing bedding, furniture, appliances, auto parts and junk vehicles; and by posting "No Trespassing" signs on the property.

**RECOMMENDATION:**

That the City Council: 1. Approve the report of expenses in the amount of \$1,785.85 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Neighborhood Services Department  
Item 99 – 3101 Aztec Avenue

**MOTION:**

**REESE – APPROVED the action of Neighborhood Services – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

The property owners were not present.

DAVE SEMENZA, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The property was declared in violation, and the Department of Neighborhood Services started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired K. O. Construction to correct the property by boarding and securing the premises, removing graffiti, and disposing of vegetation, trash and debris including appliances and auto parts. MR. SEMENZA recommended that the City Council approve the report of expenses in the amount of \$1,785.85 in order that a Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office.

COUNCILMAN REESE thanked MR. SEMENZA and his staff for their quick response to complaints and the fine job they perform in keeping neighborhoods clean.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:18 – 1:19)

**3-455**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 1913 S. 11<sup>th</sup> Street. PROPERTY OWNER: JAMES R. KENT - Ward 3 (Reese)

**Fiscal Impact**☐**No Impact****Amount:** \$1,482.35☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired K. O. Construction to abate the problem. The subject property was corrected by securing the open side entrance to the main structure; securing the detached garage door, and the south side gate; removing all dead, dry and overgrown vegetation from all yards and the south wall; removing all miscellaneous junk and debris around the detached garage and main structure; and by posting "No Trespassing" signs on the property.

**RECOMMENDATION:**

That the City Council: 1. Approve the report of expenses in the amount of \$1,482.35 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Neighborhood Services Department  
Item 100 – 1913 S. 11<sup>th</sup> Street

**MOTION:**

**REESE – APPROVED the action of Neighborhood Services – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

The property owner did not appear.

DAVE SEMENZA, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The property was declared in violation, and the Department of Neighborhood Services started legal notification. When no corrective action was taken or appeal filed, the Department of Neighborhood Services hired K. O. Construction to abate the problem. The property was corrected by securing the open side entrance to the main structure, securing the detached garage door and the south side gate. All overgrown, dead or dried vegetation were removed in addition to the miscellaneous junk and debris surrounding the structure. MR. SEMENZA recommended that the City Council approve the report of expenses in the amount of \$1,482.35 representing one half of the cost of the survey in order that a Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:20 – 1:21)

**3-507**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 608 Byrnes Avenue. PROPERTY OWNER: JAMES R. TURNER - Ward 5 (Weekly)

**Fiscal Impact**☐**No Impact****Amount:** \$1,900.85☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired K. O. Construction to abate the problem. The subject property was corrected by boarding and securing the vacant house; securing the iron security gate; removing all scattered clothes, mattresses, trash, debris, and overgrown vegetation from all yard areas; and by posting "No Trespassing" signs on the property.

**RECOMMENDATION:**

That the City Council: 1. Approve the report of expenses in the amount of \$1,900.85 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

**MOTION:**

**REESE – APPROVED the action of Neighborhood Services – UNANIMOUS with WEEKLY excused**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Neighborhood Services Department  
Item 101 – 608 Byrnes Avenue

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

Neither the property owner nor his representative was present.

DAVE SEMENZA, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The property was declared in violation, and the Department of Neighborhood Services started legal notification. When no corrective action was taken or appeal filed, the Department of Neighborhood Services hired K. O. Construction to abate the problem. The property was secured by boarding the vacant house and the security gate. All debris, trash, and overgrown vegetation were removed. MR. SEMENZA recommended that the City Council approve the report of expenses in the amount of \$1,900.85 representing one half of the cost of the survey in order that a Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:21 – 1:22)

**3-557**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING AND DEVELOPMENT**  
**DIRECTOR: ROBERT S. GENZER**

PLANNING & DEVELOPMENT DEPARTMENT PM SESSION INDEX:

***CONSENT AGENDA***

- EXTENSION OF TIME - REZONING  
102 **Z-0058-00(3)** - West Gowan, Limited Liability Company

***DISCUSSION/ACTION ITEMS***

- EXTENSION OF TIME - REZONING  
103 **ABEYANCE ITEM - Z-0045-94(7)** - J and K Villani Trust
- EXTENSION OF TIME - REZONING  
104 **ABEYANCE ITEM - Z-0004-00(1)** - Olivette O'Connell
- SITE DEVELOPMENT PLAN REVIEW  
105 **SD-0032-02** - The Roman Catholic Church of Las Vegas
- VACATION RELATED TO SD-0032-02 - PUBLIC HEARING  
106 **VAC-0054-02** - The Roman Catholic Church of Las Vegas
- REVIEW OF CONDITION - PUBLIC HEARING  
107 **ABEYANCE ITEM - Z-0072-97(4)** - The Developers of Nevada
- SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING  
108 **Z-0075-90(21)** - Farm and Alexander Properties on behalf of City Development Group
- VACATION - PUBLIC HEARING  
109 **VAC-0056-02** - Clark County School District
- VARIANCE - PUBLIC HEARING  
110 **ABEYANCE ITEM - V-0037-02** - I and K Holdings, Limited Liability Company  
111 **ABEYANCE ITEM - V-0038-02** - I and K Holdings, Limited Liability Company
- SPECIAL USE PERMIT RELATED TO V-0037-02 AND V-0038-02 - PUBLIC HEARING  
112 **ABEYANCE ITEM - U-0073-02** - I and K Holdings, Limited Liability Company

# City of Las Vegas

PLANNING & DEVELOPMENT - Page Two

INDEX

City Council Meeting of September 4, 2002

## VARIANCE - PUBLIC HEARING

- 113 **V-0032-02** - Rancho Santa Fe, Limited
- 114 **V-0045-02** - Eleanor and Leonard Rosensteing
- 115 **V-0046-02** - Eric L. Davison and Daidra Reed

## SPECIAL USE PERMIT - PUBLIC HEARING

- 116 **U-0086-02** - Decatur Shopping Center Association on behalf of Juan Jose
- 117 **U-0089-02** - Krishna, Inc. on behalf of Bahram-Ganjei
- 118 **U-0090-02** - Zaima International
- 119 **U-0091-02** - Urban Land of Nevada
- 120 **U-0092-02** - Jose E. Aragon on behalf of Cingular Wireless
- 121 **U-0093-02** - Buffalo Canyon, Limited Liability Company on behalf of Cingular Wireless
- 122 **U-0095-02** - Wendy's Las Vegas, Inc. on behalf of Cingular Wireless
- 123 **U-0096-02** - McDonald's Corporation on behalf of Cingular Wireless

## VARIANCE RELATED TO U-0096-02 - PUBLIC HEARING

- 124 **V-0048-02** - McDonald's Corporation on behalf of Cingular Wireless

## REZONING - PUBLIC HEARING

- 125 **Z-0014-02** - Kolob, El Durango and Corono Park, Limited Liability Companies, et al
- 126 **Z-0034-02** - Grand Teton Thom, Limited Liability Company, et al on behalf of Thomas W. Fehrman

## SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0034-02 - PUBLIC HEARING

- 127 **Z-0034-02(1)** - Grand Teton Thom, Limited Liability Company, et al on behalf of Thomas W. Fehrman

## REZONING - PUBLIC HEARING

- 128 **Z-0055-02** - Cohen Family Trust, et al

## SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0055-02 - PUBLIC HEARING

- 129 **Z-0055-02(1)** - Cohen Family Trust, et al

## REZONING - PUBLIC HEARING

- 130 **Z-0056-02** - Jarrett Childrens Trust on behalf of D.R. Horton

- VACATION RELATED TO Z-0056-02 - PUBLIC HEARING  
131 **VAC-0055-02** - Jarrett Childrens Trust
- REZONING - PUBLIC HEARING  
132 **Z-0057-02** - Town Center Ventures, Limited Liability Company on behalf of Pageantry Homes
- SPECIAL USE PERMIT RELATED TO Z-0057-02 - PUBLIC HEARING  
133 **U-0094-02** - Town Center Ventures, Limited Liability Company on behalf of Pageantry Homes
- REZONING - PUBLIC HEARING  
134 **Z-0058-02** - Nevada Homes Group, Inc.
- VARIANCE RELATED TO Z-0058-02 - PUBLIC HEARING  
135 **V-0043-02** - Nevada Homes Group, Inc.
- SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0058-02 AND V-0043-02 - PUBLIC HEARING  
136 **Z-0058-02(1)** - Nevada Homes Group, Inc.
- REZONING - PUBLIC HEARING  
137 **Z-0059-02** - Trop-Jones, et al on behalf of US Homes Corporation
- SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0059-02 - PUBLIC HEARING  
138 **Z-0059-02(1)** - Trop-Jones, et al on behalf of US Homes Corporation
- GENERAL PLAN AMENDMENT - PUBLIC HEARING  
139 **GPA-0014-02** - West Charleston Boulevard – Duneville Street, Limited Partnership on behalf of Executive Development Corporation
- REZONING RELATED TO GPA-0014-02 - PUBLIC HEARING  
140 **Z-0037-02** - West Charleston Boulevard – Duneville Street, Limited Partnership on behalf of Executive Development Corporation
- VARIANCE RELATED TO GPA-0014-02 AND Z-0037-02 - PUBLIC HEARING  
141 **V-0041-02** - West Charleston Boulevard – Duneville Street, Limited Partnership on behalf of Executive Development Corporation

# City of Las Vegas

PLANNING & DEVELOPMENT - Page Four

INDEX

City Council Meeting of September 4, 2002

- SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0014-02, Z-0037-02  
AND V-0041-02 - PUBLIC HEARING
- 142**    **Z-0037-02(1)** - West Charleston Boulevard – Duneville Street, Limited Partnership on behalf of Executive Development Corporation

***NOT TO BE HEARD BEFORE 4:00 P.M.***

- SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING
- 143**    **Z-0075-91(13)** - Mountain Spa Resort, et al on behalf of Pulte Homes
- VACATION RELATED TO Z-0075-91(13) - PUBLIC HEARING
- 144**    **VAC-0051-02** - Mountain Spa Residential Development, Limited Liability Company on behalf of Pulte Homes



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

EXTENSION OF TIME - REZONING - **Z-0058-00(3) - WEST GOWAN, LIMITED LIABILITY COMPANY** - Request for an Extension of Time for an approved Rezoning of 4.1 acres adjacent to the southwest corner Gowan Road and the Western Beltway (APN: 137-12-301-007), FROM: U (Undeveloped) [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development); PROPOSED USE: OFFICE, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

NOTE: THIS ITEM IS CONSIDERED TO BE ROUTINE IN NATURE.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

No one appeared in opposition.

There was no discussion.

(1:22 – 1:23)

**3-609**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 102 – Z-0058-00(3)

**CONDITIONS:**

1. This Extension of Time will expire on November 1, 2004 unless another Extension of Time is approved by the City Council.
2. Conformance to the conditions of approval for Rezoning (Z-0058-00), Site Development Plan Review [Z-0058-00(2)], and to the Lone Mountain West development standards.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - EXTENSION OF TIME - REZONING - **Z-0045-94(7) - J AND K VILLANI TRUST** - Request for an Extension of Time on an approved Rezoning (Z-0045-94) FROM: U (Undeveloped) [SC (Service Commercial) General Plan Designation] TO: C-1 (Limited Commercial) on 1.05 acres on the north side of Lake Mead Boulevard, approximately 640 feet west of Torrey Pines Drive (APN: 138-23-201-003), PROPOSED USE: MINOR AUTOMOTIVE REPAIR GARAGE FACILITY, Ward 6 (Mack). The Planning Commission (3-2 vote) recommends DENIAL. Staff recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**RECOMMENDATION:**

The Planning Commission (3-2 vote) recommends DENIAL. Staff recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused**

**MINUTES:**

There was no discussion.

(1:04 – 1:10)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - EXTENSION OF TIME - REZONING - **Z-0004-00(1)** - **OLIVETTE O'CONNELL** - Request for an Extension of Time on an approved Rezoning (Z-0004-00) FROM: R-1 (Single Family Residential) TO: C-1 (Limited Commercial) on 0.5 acres at 1217 West Owens Avenue (APN: 139-28-502-007), (PROPOSED USE: FAST-FOOD RESTAURANT), Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**RECOMMENDATION:**

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE- APPROVED** subject to conditions and amending Condition No. 1 as follows:

1. *With the approval of an additional two years, the Resolution of Intent on this property will expire on May 3, 2004 unless an extension of time is granted by the City Council.*

– UNANIMOUS with WEEKLY excused

**MINUTES:**

ROBERT GENZER, Director of Planning and Development Department, clarified that the original approval date of this application was May 3, 2000, so if an additional two years is approved, it is recommended that Condition No. 1 be modified to indicate that the Resolution of Intent on this property will expire on May 3, 2004 unless an extension of time is granted by the City Council.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 104 – Z-0004-00(1)

**MINUTES – Continued:**

MAYOR GOODMAN asked MR. GENZER to advise the applicant of the modification to Condition No. 1. MR. GENZER concurred.

No one appeared in opposition.

There was no further discussion.

(1:28-1:29)

4-133

**CONDITIONS:**

Planning and Development

1. A two-year time limit from the date of City Council approval.
2. Conformance to all applicable Conditions of Approval of Rezoning (Z-0004-00) and all other site-related actions as required by the Planning and Development Department and the Department of Public Works.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW - SD-0032-02 - ROMAN CATHOLIC CHURCH OF LAS VEGAS - Request for a Site Development Plan Review FOR A PROPOSED 31 SPACE PARKING LOT on 1.30 acres located on the northeast corner of Lewis Avenue and 13<sup>th</sup> Street (APN: 139-35-410-005) C-V (Civic) Zone, Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

No one appeared on behalf of the applicant.

No one appeared in opposition.

There was no discussion.

NOTE: See related Item 106 [VAC-0054-02].

(1:25 – 1:26)

**3-674**

**CONDITIONS:**

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 105 – SD-0032-02

**CONDITIONS – Continued:**

2. Handicapped accessible parking shall be provided and designed in accordance with Section 19A.10.010(G) of the Las Vegas Zoning Code.
3. Twenty-four-inch box trees shall be provided in the landscape planters adjacent to Thirteenth Street, Lewis Avenue, and within the parking area as required by Chapter 19A.12 of the Las Vegas Zoning Code and the Las Vegas Urban Design Guidelines and Standards; remove any extraneous concrete from the landscape planters.
4. Parking lot screening walls shall be required in conjunction with the landscape planters adjacent to Thirteenth Street and Lewis Avenue in accordance with Subchapter 19A.12.030 of the Las Vegas Zoning Code; the use of chain link fencing is prohibited.
5. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
6. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
7. Parking lot lighting standards shall be no more than twenty (20) feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
8. All utility boxes exceeding twenty-seven (27) cubic feet in size shall meet the standards of Municipal Code Section 19A.12.050.
9. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
10. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets.
11. All City Code requirements and design standards of all City departments must be satisfied.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 105 – SD-0032-02

**CONDITIONS – Continued:**

Public Works

12. Dedicate a 20 foot radius on the northeast corner of Lewis Avenue & 13th Street, dedicate a 25 foot radius on the southeast corner of 13th Street & Bridger Street, dedicate a 15-foot radius on the northwest corner of 14th Street & Lewis Avenue and dedicate a 20-foot radius on the southwest corner of 14th Street & Bridger Street prior to the issuance of any permits. Coordinate with the Right-of-way Section of the Department of Public Works for assistance in preparing the appropriate documents.
13. Remove all substandard public street improvements adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site.
14. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first.
15. Vacation Application VAC-0054-02 must be approved by the City Council prior to the issuance of any permits for the proposed chainlink fence to be constructed across the public alley. Also, the proposed access gate shall be set back a sufficient distance (a minimum of 18 feet) to allow a vehicle to pull completely out of the public street right-of-way before stopping to operate the gate. The installation of either swing gates or rolling gates are acceptable as long as no part of the gates, either in the opened or closed position, intrude into the public right-of-way.
16. Landscape and maintain all unimproved right-of-way on Lewis Avenue and 13th Street adjacent to this site.
17. Submit an Encroachment Agreement for all private improvements located in the Lewis Avenue and 13th Street public right-of-way adjacent to this site prior to occupancy of this site.



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

VACATION RELATED TO SD-0032-02 - PUBLIC HEARING - VAC-0054-02 - THE ROMAN CATHOLIC CHURCH OF LAS VEGAS - Petition of Vacation to vacate a portion of Lewis Avenue between Thirteenth Street and Fourteenth Street and to vacate a public alley, Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

No one appeared on behalf of the applicant.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: See related Item 105 [SD-0032-02].

(1:25 – 1:26)

3-674

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 106 – VAC-0054-02

**CONDITIONS:**

1. Retain a 20 foot wide public sewer easement for the existing public sewer currently located in this alley, unless a plan to relocate such sewer is submitted to and approved by the Department of Public Works. Such sewer relocation, if proposed, shall be constructed and operational prior to recordation of the Order of Vacation for this site.
2. Retain appropriate radii at the corner of 13<sup>th</sup> Street & Lewis Avenue and the northwest corner of 14<sup>th</sup> Street & Lewis Avenue.
3. All public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation. If the alley is no longer to be used for vehicular traffic, the existing curb cuts shall be removed and replaced with sidewalk, curb, and gutter meeting current City Standards.
4. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom shall be provided if required.
5. All development shall be in conformance with code requirements and design standards of all City Departments.
6. The Order of Vacation shall not be recorded until all of the above conditions have been met provided, however, that Condition #3 may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained.
7. If the Order of Vacation is not recorded within two (2) years after approval by the City Council or an Extension of Time is not granted by the Planning Director, then approval will terminate and a new petition must be submitted.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - REVIEW OF CONDITION - PUBLIC HEARING - **Z-0072-97(4) - THE DEVELOPERS OF NEVADA** - Request for a Review of Condition of an approved Rezoning (Z-0072-97) to eliminate Condition Number 4 which required the dedication of a 20-foot wide multi-purpose trail adjacent to the north side of Haley Avenue, located between Tenaya Way and Pioneer Way (APN's: 125-22-212-005 through 011 and 125-22-213-001 & 002), R-PD2 (Residential Planned Development - 2 Units per Acre), Ward 6 (Mack). Staff recommends APPROVAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.****N/A****City Council Meeting****1****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****N/A****City Council Meeting****0****RECOMMENDATION:**

Staff recommends APPROVAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Submitted at meeting: Letter from the Developers of Nevada dated August 27, 2002

**MOTION:**

**MACK – APPROVED with the elimination of Condition #4 and a stipulation that an additional 10 foot wide ground cover strip area of matching crushed decorative rock be constructed by the applicant and maintained by the Homeowners Association adjacent to the Association's current 6 foot wide landscape area along the north side of Haley Avenue – UNANIMOUS with Weekly excused.**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

RUSSELL DORN, 7448 West Sahara and BRUCE OLLESTAD, CEO for the Developers of Nevada were present to answer any questions. MR. DORN explained that having the abeyance allowed the applicant to meet with the Homeowners Association members who had a number of concerns. Submitting a letter from The Developers of Nevada, MR. DORN explained that it contained a list of eight resolutions, all of which were agreed upon by the Homeowners Association and The Developers of Nevada. MR. DORN further explained that the request to eliminate Condition No. 4 is the result of that trail no longer being needed on the north of Haley Avenue due to the recently adopted Recreation Plan instituted by the City of Las Vegas.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 107 – Z-0072-97(4)

**MINUTES:**

On the overhead, a number of photographs were shown indicating the location of the subject strip that the Homeowners Association recommended be landscaped with crushed rock to match the Association's current landscaped area along the north side of Haley Avenue. MR. DORN also stated that the Homeowners Association will own that land under Common Element and will be responsible for its maintenance. JOHN GUERRA, representing the Homeowners Association, agreed to the revised concept and explained that one of the major concerns dealt with controlling the dust.

ROBERT GENZER, Director of Planning and Development Department, stated that there would be no objection to removal of the trail from all plans that have been recorded. He did note that the proposal only deals with the northerly 10 feet of a 20-foot wide area and staff did have concerns regarding the remaining southerly 10 feet, which will remain as dirt. This he stated was unacceptable.

TODD FARLOW, 240 North 19<sup>th</sup> Street, asked why the trail was eliminated from the Trails Plan. MR. GENZER explained that the trail is no longer on the Plan because there is no connection, either to the east or to the west, and because of the inability to connect, it was eliminated.

JOSEPH LAWRENCE, 10134 Neville Court, stated that the vacant land across the street would eventually be developed; however, this strip of land will remain dirt and will create continuous dust problems. He recommended crushed rock or even sidewalks be installed.

COUNCILMAN MACK explained that he had conversed with MR. DORN about landscaping for the additional 10-foot strip believing it would only be a few hundred dollars to put in additional rock; however, he discovered that it would cost several thousand dollars to accomplish this and felt it would be financially burdensome for the developer. Responding to comments regarding installing sidewalks, curbs, or gutters, COUNCILMAN MACK stated that this would not be in keeping with the rural character of the area.

COUNCILMAN MACK further stated that the Developers of Nevada and the Homeowners Association have reached an agreement calling for the developer to install an additional 10-foot wide strip with decorative rock, with the maintenance becoming the responsibility of the Homeowners Association. He felt this was an amicable agreement and moved for approval.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:26 – 1:36)

3-714

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0075-90(21) - FARM AND ALEXANDER PROPERTIES ON BEHALF OF CITY DEVELOPMENT GROUP -**  
 Request for a Site Development Plan Review FOR A PROPOSED 7,011-SQUARE FOOT CHILD CARE FACILITY on 4.84 acres located on the southwest corner of Farm Road and Cimarron Road (APN: 125-16-318-005), C-1 (Limited Commercial) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**3**

**City Council Meeting**

**0**

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at meeting: Legend of Exhibits

**MOTION:**

**MACK – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY SCOTT EATON, 300 South 4<sup>th</sup> Street, along with GREG BORGEL, 300 South 4<sup>th</sup> Street and BRUCE FAMILIAN, 4524 West Hacienda Avenue, represented the applicant. ATTORNEY EATON explained that, at the proposed site, approval had already been obtained for the construction of a large retail building. Subsequently, to accommodate a request by a childcare facility operator, the size of the retail building was reduced and the interior area was reconfigured to meet the day care center needs.

ATTORNEY EATON expressed that several concerns from the adjacent neighbors surfaced but were easily resolved with the applicant agreeing to comply with conditions added to the Site Development Plan.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 108 – Z-0075-90(21)

**MINUTES – Continued:**

ATTORNEY EATON, at the request of COUNCILMAN MACK, explained the relationship of the day care center being in a commercial center that has other uses with liquor licenses. ATTORNEY EATON explained that this facility would be one of several other day care centers in the Valley, as verified by the attachment submitted for the record. He emphasized that the law prohibits a liquor licensee from establishing a business located next to an existing childcare facility. That same law allows a day care operator the option of evaluating a site for design and operational hours and then determining the feasibility of operating a facility at that location. ATTORNEY EATON made reference to an existing restaurant/lounge that is located in the same commercial complex. He clarified that this establishment operates as a restaurant during the daytime hours. During the evening hours when it operates as a lounge, the day care facility would be closed.

ATTORNEY EATON illustrated the proposed elevations for the proposed childcare facility and stated that this project is compatible with the adjacent businesses.

MAYOR GOODMAN asked MR. FAMILIAN to clarify whether he has any business relationships that they would both have to be concerned about. MR. FAMILIAN replied negatively.

STEPHEN REILLY, 7000 Steeple Court, concurred with the comments made by ATTORNEY EATON. He agreed that despite the initial concerns regarding the tavern establishment being located in the same complex, the hours of operation of the day care center, and the invasion of privacy as it relates to the playground equipment, the applicant and the developers made the necessary adjustments to address all of the concerns. MR. RILEY complimented MR. FAMILIAN for the consistency he exhibits and the profound working relationship he has with neighborhoods.

COUNCILMAN MACK also commended MR. FAMILIAN for doing a great job with this project and expressed his appreciation for his efforts in bringing resolution to a number of issues. He explained that his major concern related to the proximity of the tavern to the child care facility but being informed of the hours of operation alleviated that concern. COUNCILMAN MACK asked MR. BORGEL if he had any letters of support. MR. BORGEL replied that although there are none, all the issues brought up by the neighbors were conditioned and the neighbors did appear to be satisfied.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 108 – Z-0075-90(21)

**MINUTES – Continued:**

COUNCILMAN MACK stated that because Conditions 7 through 15 were established at the request of the neighbors, he was comfortable with approving this application.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:36 – 1:46)

**3-1057**

**CONDITIONS:**

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations.
3. Compliance with all conditions of approval for Site Development Plan Review [Z-0075-90(17)], Rezoning (Z-0075-90), the Cimarron Road and Farm Road Commercial Center subdivision, and any applicable site-related actions.
4. Satisfaction of current City Code requirements and design standards of all City departments.
5. The loading space shall be relocated from the north side of the child care facility to the east side of the facility as required by the Planning and Development Department.
6. An update to the previously approved drainage plan and technical drainage study must be submitted to and approved by the Department of Public Works prior to submittal of any construction drawings, issuance of any permits, or the recordation of a Final Map for this site, whichever may occur first.
7. The standard operating hours for any day care center operated at this location shall be Monday through Friday beginning at 6:00 a.m. and ending at 7:00 p.m., except for up to four (4) special events each calendar year, selected at the discretion of the operator, when the day care center may be open at other than the standard operating hours.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 108 – Z-0075-90(21)

**CONDITIONS – Continued:**

8. The outdoor recreation area adjacent to the day care center shall only be utilized as a playground for the children between the hours of 9:00 a.m. and 5:00 p.m.
9. Relocate the proposed trash enclosure a minimum of 50 feet in a northeasterly direction.
10. Erect an eight (8) foot decorative block wall to enclose outdoor recreation area, excepting any gates/openings necessary to address any fire/access/safety concerns.
11. Shade structures/equipment erected in the outdoor recreation area shall be of a neutral color that compliments the colors of the exterior of the adjacent buildings and shall be no higher than reasonably necessary to shade playground equipment of a maximum height of ten (10) feet.
12. If requested by the City Council Member whose Ward encompasses the subject property, the property owner agrees to an additional public hearing at any time during the next two (2) years to review the outdoor recreation area operation and determine if additional mitigation measures shall be required to better buffer the residential neighbors.
13. Existing pine trees located along the southern boundary of the project shall be replaced with the different variety of tree when found to be immediately adjacent to an existing pool.
14. The existing landscaping buffer along the southern boundary of the project shall be improved by doubling the number of trees, primarily by using evergreen trees of a different variety than those currently in place, and there will be no pine trees used in the portion of the landscaping buffer yet to be completed along the western edge of the day care center.
15. A suspended privacy screen of a neutral color shall be erected between the existing retail building and the southern boundary of the project so as to screen the rear doors of the building from the view of the adjacent residential neighbors.



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**VACATION - PUBLIC HEARING - VAC-0056-02 - CLARK COUNTY SCHOOL DISTRICT** - Petition of a Vacation to vacate a portion of Conough Lane generally located south of Elkhorn Road, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend **APPROVAL**

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (5-0-2 vote) and staff recommend **APPROVAL**, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

ERNIE KRUIJARO, Integrity Engineering, representing the applicant, was present to clarify any issues and agreed with staff's recommendations.

COUNCILMAN MACK commented that the issue concerning loitering was addressed and worked out with the neighboring residents.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:46 – 1:47)

**3-1433**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 109 – VAC-0054-02

**CONDITIONS:**

1. Submit a plan acceptable to the Department of Public Works indicating how the area to be vacated will be incorporated into the abutting properties and not become an unmaintained “no-man’s land” prior to recordation of an Order of Vacation.
2. This Petition of Vacation shall be modified to only include that portion of Conough Lane from the end of the proposed cul-de-sac southward.
3. This Petition of Vacation shall be modified to retain a 20 foot wide sewer easement centered over the existing public sewer line in Conough Lane.
4. A Drainage Plan and Technical Drainage Study or other related drainage information acceptable to the Flood Control Section must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The Drainage Study required by Z-0054-01 may be used to satisfy this condition.
5. All public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation. Existing public streetlights shall be removed and returned to the City yard.
6. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom shall be provided if required.
7. All development shall be in conformance with code requirements and design standards of all City departments.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 109 – VAC-0054-02

**CONDITIONS - Continued:**

8. The Order of Vacation shall not be recorded until all of the above conditions have been met provided, however, that Condition #5 may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained.
9. If the Order of Vacation is not recorded within one (1) year after approval by the City Council or the Planning Commission does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

**AGENDA SUMMARY PAGE – PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - VARIANCE - PUBLIC HEARING - V-0037-02 - I AND K HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Variance to allow three parking spaces where the proposed uses require 14 parking spaces on property located at 2111 South Maryland Parkway (APN: 162-02-410-072), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.**

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**City Council Meeting**

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**APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.**

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**City Council Meeting**

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**RECOMMENDATION:**

The Planning Commission (6-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused**

**MINUTES:**

CITY CLERK RONEMUS asked MAYOR PRO TEM REESE to confirm Item Nos. 110, 111 and 112 as being held to 10/2/2002. MAYOR PRO TEM REESE responded affirmatively.

There was no discussion.

(1:04 – 1:10)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - VARIANCE RELATED TO V-0037-02 - PUBLIC HEARING - V-0038-02 - I AND K HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Variance to allow an existing building zero feet from the side property line, where five feet is the minimum setback required on property located at 1205 Exley Avenue (APN: 162-02-410-071), R-2 (Medium-Low Density Residential) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**1**

**City Council Meeting**

**0**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused**

**MINUTES:**

CITY CLERK RONEMUS asked MAYOR PRO TEM REESE to confirm Item Nos. 110, 111 and 112 as being held to 10/2/2002. MAYOR PRO TEM REESE responded affirmatively.

There was no discussion.

(1:04 – 1:10)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - SPECIAL USE PERMIT RELATED TO V-0037-02 AND V-0038-02 - PUBLIC HEARING - **U-0073-02 - I AND K HOLDINGS, LIMITED LIABILITY COMPANY** - Request for a Special Use Permit TO ALLOW A PSYCHIC ARTS BUSINESS on property located at 2111 South Maryland Parkway (APN: 162-02-410-072), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

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<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (6-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused**

**MINUTES:**

CITY CLERK RONEMUS asked MAYOR PRO TEM REESE to confirm Item Nos. 110, 111 and 112 as being held to 10/2/2002. MAYOR PRO TEM REESE responded affirmatively.

There was no discussion.

(1:04 – 1:10)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VARIANCE - PUBLIC HEARING - V-0032-02 - RANCHO SANTA FE, LIMITED - Request for a Variance TO ALLOW 696 PARKING SPACES WHERE 1,149 ARE REQUIRED IN CONJUNCTION WITH A PROPOSED HAIR SALON (FAT CUTS), located at 5081 North Rainbow Boulevard #106 (APN: 125-34-712-004), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.****13****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**BROWN – APPROVED subject to conditions – UNANIMOUS with MACK abstaining because he is affiliated with the advertising company that has done work for the applicant and WEEKLY excused.**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

SUSAN JOHNSTON, G.C. Garcia, represented the applicant, and concurred with staff's recommendations.

JOSEPH LAWRENCE, 10134 Neville Court, asked about the status of a report relating to the reduction of parking spaces allowed for salons. He commented that it appears that there is insufficient handicap parking to accommodate the disabled. ROBERT GENZER, Director of Planning and Development Department, explained that handicap parking is based on a different criteria.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 113 – V-0032-02

**MINUTES – Continued:**

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.  
(1:47 – 1:50)  
**3-1472**

**CONDITIONS:**

Planning and Development

1. If this Variance is not exercised within one (1) year from date of approval by the City Council it will become void unless an Extension of Time is granted by the City Council.
2. Variance Application (V-0081-99) shall be expunged by this approval.
3. Any change in use requires a parking analysis be reviewed by the Planning and Development Department prior to the issuance of any building permits, business licenses, or certificate of occupancy.
4. City Code requirements and design standards of all City Departments, which are not affected by approval of this Variance, must be satisfied.
5. This Variance shall be subject to a one (1) year review.



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

VARIANCE - PUBLIC HEARING - V-0045-02 - ELEANOR AND LEONARD ROSENSTEIN - Request for a Variance TO ALLOW A PROPOSED ADDITION TO AN EXISTING HOUSE TO BE SEVEN FEET EIGHT INCHES FROM THE SIDE PROPERTY LINE WHERE 10 FEET IS THE MINIMUM SETBACK REQUIRED on property located at 909 Cashman Drive (APN: 139-32-403-008), R-E (Residence Estates) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**M. McDONALD – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

LEONARD ROSENSTEIN, 909 Cashman Drive, appeared on behalf of his wife.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:50 – 1:51)

**3-1579**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 114 – V-0045-02

**CONDITIONS:**

Planning and Development

1. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
2. All City Code requirements and design standards of all City departments must be satisfied.
3. Submit complete plans to the Department of Building and Safety for review and permits.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**VARIANCE - PUBLIC HEARING - V-0046-02 - ERIC L. DAVISON AND DAIDRA REED** - Request for a Variance TO ALLOW A 3-FOOT SIDE YARD SETBACK, WHERE 10 FEET IS THE MINIMUM SETBACK REQUIRED on property located at 1635 Hinson Street (APN: 162-06-601-020), R-E (Residence Estates) Zone; PROPOSED USE: PATIO COVER ENCLOSURE/ADDITION, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>1</b>
<b>0</b>

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**M. McDONALD – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

GEORGE CURTIS, Curtis Construction Company, appeared on behalf of the applicants. MR. CURTIS explained that the applicants intend to replace the existing patio cover.

No one appeared in opposition.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 115 – V-0046-02

**MINUTES – Continued:**

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:51 – 1:52)

**3-1622**

**CONDITIONS:**

Planning and Development

1. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
2. The side setback shall be no less than three (3) feet from the (south) property line for the building footprint and no less than three (3) feet for projections of architectural features, including roof eaves.
3. All City Code requirements and design standards of all City departments must be satisfied.
4. Submit complete plans to the Department of Building and Safety for review and permits.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**SPECIAL USE PERMIT - PUBLIC HEARING - U-0086-02 - DECATUR SHOPPING CENTER ASSOCIATION ON BEHALF OF JUAN JOSE DIAZ** - Request for a Special Use Permit TO ALLOW A BANQUET FACILITY on property located at 1401 North Decatur Boulevard, Suite 13 (APN 138-25-503-007), C-1(Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**0**

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**M. McDONALD – ABEYANCE to 10/2/2002 - UNANIMOUS with WEEKLY excused**

NOTE: COUNCILMAN MACK disclosed that his brother, Steven Mack owns property in the nearby vicinity; however neither have discussed this item, so he would be voting on this matter.

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

COUNCILMAN McDONALD requested this item be held for a month to enable the applicants to contact his office or the Planning Department. Because of ongoing redevelopment in the subject area, he would like to review the applicants' request.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:52 – 1:54)

**3-1687**

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT****CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT - PUBLIC HEARING - U-0089-02 - KRISHNA INC. ON BEHALF OF BAHRAM-GANJEI - Appeal filed by Bahram Ganjei from the denial by the Planning Commission on a request for a Special Use Permit FOR THE SALE OF BEER AND WINE FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH AN EXISTING MARKET on property located at 124 South 6th Street (APN: 139-34-611-051), C-2 (General Commercial), Ward 5 (Weekly). The Planning Commission (5-1-1 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

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<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>2</b>

**RECOMMENDATION:**

The Planning Commission (5-1-1 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Bahram Ganjei
5. Submitted at meeting: Petition of Approval – 84 signatures

**MOTION:**

**REESE – ABEYANCE to 9/18/2002 – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

BAHRAM GANJEI, owner of the Sidewalk Market, explained that he was before the Council to obtain a reversal of the denial of his Special Use Permit. MS. GANJEI explained that saturation was not the issue that prompted the denial; instead, the denial was based on the location of an alleyway between her establishment, the 7-Eleven and Sprint. She commented that there is continuous security patrol of the alley to ensure that undesirables are kept away. MS. GANJEI stated that in order to be competitive, the Special Use Permit for the sale of beer and wine for off-premise consumption is required and they are seeking Council approval. MS. GANJEI submitted a signed petition listing those customers who not only support the request, but are regular patrons of her store.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 117 – U-0089-02

**MINUTES – Continued:**

MAYOR GOODMAN asked BOB GENZER, Director of Planning and Development Department, to comment. MR. GENZER affirmed that from staff's standpoint, saturation is an issue. He also noted that in this particular area, there is a profusion of walk-up traffic and staff looks upon that as an issue. MR. GENZER noted that staff's recommendation is consistent with all the previous applications acted upon by the Council.

MS. GANJEI stated that her store is not open 24 hours a day. Her business opens at 6:00 a.m. and closes at 10:00 p.m. She added that her establishment is there to service those residents who live in the area and she and her husband provide the groceries they need at prices that are affordable. MS. GANJEI, when questioned by MAYOR GOODMAN, replied that she and her husband have not had an opportunity to speak with COUNCILMAN WEEKLY.

TODD FARLOW, 240 North 19<sup>th</sup> Street, asked if the location of this store is part of the intended redevelopment area. COUNCILMAN REESE replied affirmatively. MS. GANJEI conveyed that her establishment is a part of the redevelopment area.

ANITA SPRINGS, 330 South 7<sup>th</sup> Street, spoke on behalf of MR. and MRS. GANJEI, expressing her satisfaction with their service and supported their request.

JOSEPH LAWRENCE, 10134 Neville Court, also appeared in support of the applicants. He commented that the owners themselves have not only attested to providing service to their customers because they are a community store but also, as owner-operators, will ensure that the store is well-maintained. MR. LAWRENCE pointed out that saturation is not the key issue. The focus should be on pride in ownership, commitment and responsibility. MAYOR GOODMAN agreed with MR. LAWRENCE, stating that the applicants do appear to be very responsible individuals and he would support their request.

With COUNCILMAN WEEKLY being out of town, COUNCILMAN REESE requested this item be held until such time as he returns and is able to speak with the applicants.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:54 – 2:04)

**3-1743**

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**SPECIAL USE PERMIT - PUBLIC HEARING - U-0090-02 - ZAIMA INTERNATIONAL**  
- Request for a Special Use Permit to allow a PSYCHIC ARTS business on property located at 2914 Lake East Drive (APN 163-08-611-035), C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). **(NOTE: This item to be heard in conjunction with Morning Session Item #67)**  
The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

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<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**L.B. McDONALD – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

MARGO PIPER, 5700 Cliff Point Court, the applicant, appeared and concurred with staff conditions.

COUNCILWOMAN McDONALD asked whether the applicant had plans to do marriage counseling at the same location. MS. PIPER replied that she has never done marriage counseling and has no future plans to do so.



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 118 – U-0090-02

**MINUTES – Continued:**

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Afternoon Session Item 118 [U-0090-02] and Morning Session Item 67 [Discussion and possible action regarding a new Psychic Art and Science License] was held under Item 118 [U-0090-02].

(2:04 – 2:07)

**3-2142**

**CONDITIONS:**

Planning and Development

1. Conformance to all minimum requirements under Title 19.04.050 for Astrologer, Hypnotist, or Psychic Art and Science use.
2. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. All City Code requirements and design standards of all City departments must be satisfied.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT - PUBLIC HEARING - U-0091-02 - URBAN LAND OF NEVADA - Request for a Special Use Permit to allow the SALE OF BEER AND WINE FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH AN EXISTING CONVENIENCE STORE on property located at 400 West Sahara Avenue, (APN 162-04-807-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****1****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****2****RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda: Letter of protest from Michael A. C. Kaufman

**MOTION:**

**M. McDONALD – TABLED – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

GURJETT S. SEKHON, 400 West Sahara Avenue, the applicant, explained that he has occupied the subject property for the past three years. Having received approval from the Planning Commission, he concurs with all of the conditions and is asking for Council approval.

CHRIS CHRISTOFF, 335 Cincinnatti, appeared on behalf of the applicant. He stated that MR. SEKHON'S establishment has been a model convenience store and he has received a number of requests to sell beer and wine. This family-operated store is opened from 8:00 a.m. to 8:00 p.m. MR. CHRISTOFF stated that many of the problems occurring in this area are drug related. He firmly supported MR. SEKHON and asked that the Council favorably consider his request.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 119 – U-0091-02

**MINUTES – Continued:**

TODD FARLOW, 240 North 19<sup>th</sup> Street, commented that if the Special Use Permit is approved, the applicant should also consider extending his store hours to accommodate patrons.

COUNCILMAN McDONALD alluded to many problems related to drug usage and crime. He also stated that there is a saturation of alcohol-dispensing establishments that do contribute to the problems as well and asked the applicant to consider holding this request until he has had ample time to discuss this with the Business Licensing division as well as with the Metropolitan Police Department.

MR. CHRISTOFF voiced a complaint against an adjacent convenience store operated by an absentee owner, whom he felt was not conforming to the compatibility of the area.

MAYOR GOODMAN stated that business owners such as MR. SEKHON are extensions of the City Council and with their cooperation will assist the City in realizing their objectives.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:07 – 2:10)

**3-2280**

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT****CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT - PUBLIC HEARING - U-0092-02 - JOSE E. ARAGON ON BEHALF OF CINGULAR WIRELESS - Appeal filed by Cingular Wireless from the Denial by the Planning Commission of a request for a Special Use Permit FOR A 63 FOOT TALL WIRELESS COMMUNICATION MONOPOLE on property located at 808 South First Street (APN: 139-34-310-009) C-M (Commercial/Industrial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Cingular Wireless

**MOTION:**

REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused

**MINUTES:**

Regarding Item Nos. 120 and 122, CITY CLERK BARBARA RONEMUS asked for clarification that these items would be abeyed to 10/2/2002. COUNCILMAN McDONALD confirmed that to be correct.

There was no further discussion.

(1:04 – 1:10)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT - PUBLIC HEARING - U-0093-02 - BUFFALO CANYON LIMITED LIABILITY COMPANY ON BEHALF OF CINGULAR WIRELESS - Appeal filed by Cingular Wireless from the Denial by the Planning Commission of a request for a Special Use Permit FOR A 63 FOOT TALL WIRELESS COMMUNICATION MONOPOLE on property located at 1571 North Buffalo Drive (APN: 138-28-501-009) U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation]] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

**0****0****APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

**0****1****RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Cingular Wireless
5. Drawing shown but not submitted
6. Submitted After Final Agenda: Letter of protest from Claretha King

**MOTION:**

**L.B. McDONALD – Granted the Appeal; thereby APPROVING the Special Use Permit subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

TRACY KLEIN, 1211 Town Center Drive, represented Cingular Wireless. He explained that it is a difficult task for communication companies to locate property appropriate to install their equipment. He noted that there are a few areas where they have exhausted their efforts to locate. Citing one example, MR. KLEIN stated that Cingular Wireless holds a master license agreement with Nevada Power; however, the space required on these utility poles is inadequate or just not available.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 121 – U-0093-02

**MINUTES – Continued:**

MR. KLEIN described the revised design change submitted to COUNCILWOMAN McDONALD'S office changing the originally proposed slim-line monopole to a flush-mounted antenna on a flagpole, where the antennas would be completely hidden.

JOSEPH LAWRENCE, 10134 Neville Court, commented that through his own research, he discovered that although there are several areas that are not available for locating these types of equipment, there are alternate sites. He felt that the applicant should have the same opportunity as the other cellular providers to have the coverage that they need.

GREG BORGEL, 300 South 4<sup>th</sup> Street, appeared on behalf of Howard Hughes Summerlin and asked that if the requested Special Use Permit is granted, the applicant would provide assurance that the intrusion factor is minimized and as inconspicuous as possible.

COUNCILWOMAN McDONALD asked for the site plan to be shown on the overhead. MR. KLEIN conveyed that the original site plan indicated a slim-line pole, flush-mounted, but emphasized that the redesign differs. On the overhead, MR. KLEIN showed a graphic drawing of the revised design. BOB GENZER, Director of Planning and Development Department, acknowledged that the new proposal is much more acceptable than the original design. He explained that the problem staff had with the original proposal was that it was located immediately adjacent to the street at the front of the site. If it had been located towards the interior of the property, the concern would have been less.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:10 – 2:26

**3-2765**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 121 – U-0093-02

**CONDITIONS:**

Planning and Development

1. Conformance to all Minimum Requirements under Title 19A.04.050 for a wireless communication facility use.
2. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. All City Code requirements and design standards of all City departments must be satisfied.
4. The communications monopole and its associated equipment and facility shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the communications monopole and its associated equipment and facility.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**SPECIAL USE PERMIT - PUBLIC HEARING - U-0095-02 - WENDY'S LAS VEGAS INC. ON BEHALF OF CINGULAR WIRELESS** - Appeal filed by Cingular Wireless from the Denial by the Planning Commission of a request for a Special Use Permit FOR A 63 FOOT TALL WIRELESS COMMUNICATION MONOPOLE on property located at 4400 West Sahara Avenue (APN: 162-06-402-007) C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Cingular Wireless
5. Submitted After Final Agenda: Letter of protest from Irma G. Tarpley

**MOTION:**

**REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused**

**MINUTES:**

Regarding Item Nos. 120 and 122, CITY CLERK BARBARA RONEMUS asked for clarification that these items would be abeyed to 10/2/2002. COUNCILMAN McDONALD confirmed that to be correct.

There was no further discussion.

(1:04 – 1:10)



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT****CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT - PUBLIC HEARING - U-0096-02 - McDONALD'S CORPORATION ON BEHALF OF CINGULAR WIRELESS - Appeal filed by Cingular Wireless from the Denial by the Planning Commission of a request for a Special Use Permit FOR A 63 FOOT TALL WIRELESS COMMUNICATION MONOPOLE on property located at 6360 West Charleston Boulevard (APN: 138-35-403-004) C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

0
0

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

0
0

**RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend DENIAL

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Cingular Wireless

**MOTION:**

REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused

**MINUTES:**

On Item Nos. 123 and 124, COUNCILMAN McDONALD confirmed those items to be tabled.

JOHN SERESE, General Realty, represented the adjacent owners to the property referenced in Items 123 and 124. His clients asked that he present their opposition to the proposed monopole. MAYOR GOODMAN advised that both items will be tabled. COUNCILMAN McDONALD asked MR. SERESE to contact his office so he can acquire additional information regarding issues that MR. SERESE'S clients might have.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 123 – U-0096-02

**MINUTES – Continued:**

There was no further discussion.

(1:04 – 1:10)

**3-1**

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VARIANCE RELATED TO U-0096-02 - PUBLIC HEARING - **V-0048-02 - McDONALD'S CORPORATION ON BEHALF OF CINGULAR WIRELESS** - Request for a Variance TO ALLOW A 63 FOOT TALL WIRELESS COMMUNICATION MONOPOLE TO BE 15 FEET FROM THE REAR PROPERTY LINE WHERE 20 FEET IS THE MINIMUM SETBACK REQUIRED on property located at 6360 West Charleston Boulevard (APN: 138-35-403-004) C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Cingular Wireless

**MOTION:**

**REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused**

**MINUTES:**

On Item Nos. 123 and 124, COUNCILMAN McDONALD confirmed those items to be tabled.

JOHN SERESE, General Realty, represented the adjacent owners to the property referenced in Items 123 and 124. His clients asked that he present their opposition to the proposed monopole. MAYOR GOODMAN advised that both items will be tabled. COUNCILMAN McDONALD asked MR. SERESE to contact his office so he can acquire additional information regarding issues that MR. SERESE'S clients might have.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 124 – V-0048-02

**MINUTES – Continued:**

There was no further discussion.

(1:04 – 1:10)

3-1

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**REZONING - PUBLIC HEARING - Z-0014-02 - KOLOB, EL DURANGO AND CORONO PARK, LIMITED LIABILITY COMPANIES, ET AL** - Request for a Rezoning FROM: U (Undeveloped) [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development) on approximately 160 acres adjacent to the southwest corner of Grand Teton Drive and Grand Canyon Drive (APN: Multiple), PROPOSED USE: MIXED RESIDENTIAL, Ward 6 (Mack). The Planning Commission (4-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (4-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN abstaining because one of his partners is a member of the liability company, L.B. McDONALD not voting and WEEKLY excused**

**MINUTES:**

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEY MARK FIORENTINO, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. He explained that this request had previously been approved but due to a problem with the annexation, it is being brought forward for reconsideration subject to the same conditions imposed with the original request.

No one appeared in opposition.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 125 – Z-0014-02

**MINUTES – Continued:**

There was no discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:26 – 2:28)

**3-3255**

**CONDITIONS:**

Planning and Development

1. A Resolution of Intent with a two year time limit.
2. The Master Developer shall enter into a Development Agreement with the City of Las Vegas prior to any building permits being issued within the Planning Area.
3. The Grand Teton Village Master Development Plan Map Development Standards shall be revised to indicate that the Master Developer shall construct, or have constructed, 3.88 acres of “pocket parks”, 2.12 acres of trail along Grand Teton Drive and Hualapai Way and provide the City with 10 acres of City park development, either in the form of actual park construction or in lieu of fees, which will be negotiated within the Development Agreement.
4. The Master Developer shall work with the Clark County School District to determine if the 15-acre parcel, located on the north side Farm Road, approximately 660-feet west of Grand Teton Drive is suitable for an elementary school. If it is not the Master Developer shall work with the school district and City staff to find an acceptable alternative.
5. The parcels depicted as low density residential along Farm Road shall be limited to 3.0 dwelling units per acre for 330-feet northward from Farm Road.
6. The 10-acre parcel directly adjacent to the east, of the 10 acres depicted adjacent to Hualapai Way approximately 660-feet north of Farm Road, shall be designated as public facility
7. All Tables and Sections of the Plan affected by the ten-acre change from Low Density Residential to Public Facility shall be updated prior to final submittal by the applicant.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 125 – Z-0014-02

**CONDITIONS – Continued:**

8. The final layout of each development within the Planned Development Area shall be determined at the time of approval of individual Tentative Maps and/or Site Development Plan Reviews for each pod site as required by the Department of Planning and Development and the Department of Public Works.
9. All City Code requirements and design standards of all City departments must be satisfied.
10. Where new water mains are extended along streets and fire hydrants are not needed for protection of structures, hydrants shall be spaced at a maximum distance of 1,000 feet to provide transportation hazards.
11. Provide plans showing accessible exterior routes from public transportation stops, accessible parking, passenger loading zones and public sidewalks to the accessible building entrance(s) with submittal of plans for building permits as required by the Department of Building and Safety. Accessible routes shall have running slopes and cross slopes in accordance with the applicable code.

Public Works

12. Dedicate appropriate half-street or full-street rights-of-way adjacent to and within this site as required by the Department of Public Works. Final right-of-way requirements shall be determined at the time of approval of future developments within this overall site.
13. Construct appropriate full-width or half-street improvements on all streets internal or adjacent to this overall site concurrent with development of the individual pod sites. Final street improvements shall be determined at the time of approval of future developments within this overall site.
14. Section 3.2.1(c) shall be revised to provide sidewalk on both sides of all public rights-of-way.
15. Submit an Encroachment Agreement for all landscaping and private improvements located in the public right-of-way adjacent to and interior to this site prior to occupancy of this site. Also, landscape and maintain all unimproved rights-of-way adjacent to or interior to this site and provide pedestrian walkway easements for all sidewalks not located within the public right-of-way.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 125 – Z-0014-02

**CONDITIONS – Continued:**

16. Each “pod” site within this development shall have paved, legal access along a logical route prior to the final inspection of any units in that “pod” site as required by the Department of Public Works.
17. In addition to the Open Space required in Condition of Approval #3 the developer shall be responsible for the residential construction tax in accordance with Las Vegas Municipal Code Chapter 4.24.
18. A Master Traffic Impact Analysis for the overall 160 acres covered by this Rezoning Application shall be submitted to and approved by the Department of Public Works prior to the issuance of any permits or the submittal of any Tentative Maps anywhere within this site as required by the Department of Public Works. The Master Traffic Impact Analysis shall identify roadway infrastructure, including any required infrastructure improvements adjacent to the parcels identified as Public Facility to ensure the continuity of paving and/or other improvements, and Traffic Signalization requirements created by the proposed PD zone, and shall propose an implementation program for the dedication of right-of-way and construction of such required improvements, including a Phasing Plan identifying appropriate threshold points (such as a certain number of units built or building within certain geographical locations) that will trigger when improvements are needed. The Master Traffic Impact Analysis shall clearly identify the parties responsible for each phase of construction and shall establish a Master Traffic Signal Participation Schedule defining each individual development’s responsibility on a per-acre or per-development basis.
19. A Master Drainage Plan and Technical Drainage Study for the overall 160 acres must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any Tentative Maps anywhere within this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Final Map, whichever may occur first, if allowed by the City Engineer.



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 125 – Z-0014-02

**CONDITIONS – Continued:**

20. Site-specific Drainage Plans and Traffic Impact Analyses may be required as each internal site develops as required by the Department of Public Works. The City reserves the right to impose additional site-specific conditions with future site development actions.
21. The final layout of this site shall be determined at the time of approval of any Tentative Maps for this site.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR:** ROBERT S. GENZER ☐ CONSENT ☒ DISCUSSION

**SUBJECT:**

REZONING - PUBLIC HEARING - Z-0034-02 - GRAND TETON THOM, LIMITED LIABILITY COMPANY ET AL ON BEHALF OF THOMAS W. FEHRMAN - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD3 (Residential Planned Development - 3 Units per Acre) of 7.49 acres located adjacent to the west side of Thom Boulevard, approximately 660 feet north of Grand Teton Road (APN's: 125-12-801-018 & 019), PROPOSED USE: SINGLE-RESIDENTIAL, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

Planning Commission Mtg.	1
City Council Meeting	0

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.	1
City Council Meeting	0

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted After Final Agenda: Letter of Abeyance request from KKB&R

**MOTION:**

REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused

**MINUTES:**

There was no discussion.

(1:04 – 1:10)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0034-02 - PUBLIC HEARING - Z-0034-02(1) - GRAND TETON THOM, LIMITED LIABILITY COMPANY ET AL ON BEHALF OF THOMAS W. FEHRMAN - Request for a Site Development Plan Review FOR A PROPOSED 26-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 7.49 acres located adjacent to the west side of Thom Boulevard, approximately 660 feet north of Grand Teton Road (APN's: 125-12-801-018 & 019), R-E (Residence Estates) Zone [PROPOSED: R-PD3 (Residential Planned Development – 3 Units per Acre)], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****1****City Council Meeting****0****RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

REESE – Motion to TABLE Item 123 [U-0096-02] and Item 124 [V-0048-02], HOLD IN ABEYANCE Item 126 [Z-0034-02] and Item 127 [Z-0034-02(1)] to 9/18/2002 and HOLD IN ABEYANCE Item 103 [Z-0045-94(7)], Item 110 [V-0037-02], Item 111 [V-0038-02], Item 112 [U-0073-02], Item 120 [U-0092-02], Item 122 [U-0095-02] to 10/2/2002 - UNANIMOUS with WEEKLY excused

**MINUTES:**

There was no discussion.

(1:04 – 1:10)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

REZONING - PUBLIC HEARING - **Z-0055-02 - COHEN FAMILY TRUST ET AL** - Request for a Rezoning FROM: U (Undeveloped) [DR (Desert Rural) General Plan Designation] and R-E (Residence Estates) TO: R-PD2 (Residential Planned Development - 2 Units per Acre) of 49.98 acres adjacent to the northwest corner of Jones Boulevard and Elkhorn Road (APN's: 125-14-703-001 and 125-14-802-001), Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>2</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to conditions and amending Condition 5 as follows:**

5. Construct half-street improvements including appropriate overpaving, if legally able, on Jones Boulevard, *Eisner Drive* and Elkhorn Road adjacent to this site concurrent with development of this site. Additionally, if a Petition of Vacation is not approved, construct half-street improvements for Maverick Street and Severance Lane concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.

– UNANIMOUS with L.B. McDONALD not voting and WEEKLY excused

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 128 – Z-0055-02

**MINUTES – Continued:**

DENNIS SWERTZER, Carter Burgess, 6655 South Bermuda, appeared on behalf of the applicant. He stated that the conditions were reviewed and the applicant concurs with staff's recommendations.

Before the motion was made, CHERI EDELMAN, Public Works, requested that Condition 5 be amended to include Eisner Drive. COUNCILMAN MACK accepted the amendment and the applicant concurred.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 128 [ Z-0055-02] and Item 129 [Z-0055-02(1)] was held under Item 128 [Z-0055-02].

(2:28 – 2:32)

**3-3364**

**CONDITIONS:**

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. Submit a Petition of Vacation to the City of Las Vegas and Clark County, as appropriate, to vacate those portions of Maverick Street and Severance Lane adjacent to this site. Such Petitions of Vacation shall be acted upon by the City Council and County Commission prior to the submittal of a Final Map Technical Review for this site and the Orders of Vacation shall record prior to the recordation of any Final Maps overlying or adjacent to the areas to be vacated.
4. Dedicate 30 feet of right-of-way, including appropriate corner radii, adjacent to this site for Eisner Drive.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 128 – Z-0055-02

**MINUTES – Continued:**

5. Construct half-street improvements including appropriate overpaving, if legally able, on Jones Boulevard and Elkhorn Road adjacent to this site concurrent with development of this site. Additionally, if a Petition of Vacation is not approved, construct half-street improvements for Maverick Street and Severance Lane concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
6. Extend public sewer in Elkhorn Road to the west edge of this site concurrent with development of this site at a size, depth and location acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
7. A Master Streetlight Plan for the overall subdivision shall be approved prior to the submittal of any construction drawings for this site.
8. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Final Map for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 128 – Z-0055-02

**MINUTES – Continued:**

reasonable alternative mutually acceptable to the applicant and the Department of Public Works. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

9. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Final Map, whichever may occur first, if allowed by the City Engineer.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0055-02 - PUBLIC HEARING - **Z-0055-02(1) - COHEN FAMILY TRUST ET AL** - Request for a Site Development Plan Review FOR A PROPOSED 100 LOT SINGLE FAMILY DWELLING SUBDIVISION on 49.98 acres located adjacent to the northwest corner of Jones Boulevard and Elkhorn Road (APN's: 125-14-703-001 and 125-14-802-001) PROPOSED R-PD2 (Residential Planned Development - 2 Units per Acre) Zone, Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>2</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to conditions and amending Condition 1 as follows:**

1. A Rezoning [Z-0055-02] to an R-PD2 (Residential Planned Development, 2 units per acre) Zoning District be approved by the City Council.

**and adding the following condition:**

- *No active access drives shall be allowed to Eisner Drive*

**– UNANIMOUS with L.B. McDONALD not voting and WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

DENNIS SWERTZER, Carter Burgess, 6655 South Bermuda, appeared on behalf of the applicant.



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 129 – Z-0055-02 (1)

**MINUTES – Continued:**

BOB GENZER, Director of Planning and Development Department, clarified for the record, that approval is based on the submittal of the revised plan.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 128 [Z-0055-02] and Item 129 [Z-0055-02(1)] was held under Item 128 [Z-0055-02].

(2:28 – 2:32)

**3-3364**

**CONDITIONS:**

1. A Rezoning [Z-0055-02] to an R-PD2 (Residential Planned Development, 4 units per acre) Zoning District be approved by the City Council.
2. This Site Development Plan Review shall expire two years from the date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
4. The standards for this development shall include the following: minimum distance between buildings of 10 feet, and building height shall not exceed two stories or 35 feet, whichever is less.
5. The setbacks for this development shall be a minimum of 15 feet to the front of the house, 20 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 5 feet on the side, 5 feet on the corner side, and 20 feet in the rear.
6. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 129 – Z-0055-02 (1)

**CONDITIONS – Continued:**

7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
8. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets. Air conditioning units shall not be mounted on rooftops.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19A.12.050.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
11. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
12. All City Code requirements and design standards of all City departments must be satisfied.

**Public Works**

13. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed access drives, prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Gated access drives, if proposed, shall be designed, located and constructed in accordance with Standard Drawing #222a.
14. All public drainage easements shall be located on common element lots and shall be privately maintained by a Homeowner's Association or Landscape Maintenance organization.
15. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Public Works Department  
Item 129 – Z-0055-02 (1)

**CONDITIONS– Continued:**

16. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
17. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.
18. Site development to comply with all applicable conditions of approval for Zoning Reclassification Z-55-02 and all other site-related actions.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - **Z-0056-02 - JARRETT CHILDRENS TRUST ON BEHALF OF D.R. HORTON** - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-1 (Single Family Residential) and R-PD6 (Residential Planned Development - 6 Units per Acre) of approximately 37 acres located adjacent to the west side of Decatur Boulevard, between Deer Springs Way and Dorrell Lane (APN's: 125-24-604-001, 005, 006 and 125-24-603-005 and 008), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

<b>6</b>

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to conditions and amending Condition 6 as follows:**

6. Construct half-street improvements including appropriate overpaving, where legally able, on Dorrell Lane, Thom Boulevard, Decatur Boulevard, and Deer Springs Way adjacent to this site concurrent with development of this site. ***Required half street improvements on Thom Boulevard shall include pavement and curb and gutter, and such improvements shall extend past Assessor Parcel Number #125-24-604-002.*** Install all appurtenant underground facilities, if any, adjacent to this site needed for future traffic signal systems concurrent with development of this site. Rural street improvements shall be allowed on Dorrell Lane; the developer shall construct a minimum of two lanes of permanent paving and shall provide decomposed granite adjacent to the pavement area. Curbing shall be installed if required by the Drainage Study. The exterior streetlighting ***on Thom Boulevard and Dorrell Lane*** will be stubbed out for later use, but the installation of the streetlights shall be deferred provided that the developer provide to the City such streetlights for the future installation; alternative, monies in lieu of such streetlights may be contributed to the City if allowed by the Department of Public Works. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.

**– UNANIMOUS with L.B. McDONALD not voting and WEEKLY excused**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 130 – Z-0056-02

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY MARK FIORENTINO, 3800 Howard Hughes Parkway, representing D.R. Horton with GREG BORGEL, 300 South 4<sup>th</sup> Street, representing the property owner, explained that this project conforms to the Master Plan. Having reviewed and accepted the amendment to Condition 6, proposed by Public Works, ATTORNEY FIORENTINO asked that both the Request for Rezoning and the Petition of Vacation be approved.

TODD FARLOW, 240 North 19<sup>th</sup> Street, stated that when the Site Development Plan is brought forward for review, he would have problems with that.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 130 [Z-0056-02] and Item 131 [VAC-0055-02] was held under Item 130 [Z-0056-02].

(2:32 – 2:34)

**3-3517**

**CONDITIONS:**

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review application for the site shall be approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site. Separate applications may be filed for the R-1 and R-PD6 portions of the property.
3. The R-1 (Single Family Residential) portion of this site shall be limited to a maximum density of 3.0 dwelling units per acre.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 130 – Z-0056-02

**CONDITIONS– Continued:**

Public Works

4. A Petition of Vacation, such as VAC-55-02, to vacate the existing 60-foot right-of-way along the Jarrett Avenue alignment must record prior to the recordation of any Final Maps for this site.
5. Dedicate to the City of Las Vegas an additional 5 feet of right-of-way for a total radius of 20 feet on the northeast corner of Deer Springs Way and Thom Boulevard. Additionally, dedicate an additional 29 feet of right-of-way for a total radius of 54 feet on the northwest corner of Decatur Boulevard and Deer Springs Road and an additional 5 foot of right-of-way for a total radius of 25 feet at the southwest corner of Decatur Boulevard and Dorrell Lane to the City of North Las Vegas until the Decatur Boulevard boundary dispute is finalized.
6. Construct half-street improvements including appropriate overpaving, where legally able, on Dorrell Lane, Thom Boulevard, Decatur Boulevard, and Deer Springs Way adjacent to this site concurrent with development of this site. In addition to the half street improvements on Thom Boulevard adjacent to this site, construct widened pavement on Thom Boulevard adjacent to Assessor Parcel Number #125-24-604-002. Install all appurtenant underground facilities, if any, adjacent to this site needed for future traffic signal systems concurrent with development of this site. Rural street improvements shall be allowed on Dorrell Lane; the developer shall construct a minimum of two lanes of permanent paving and shall provide decomposed granite adjacent to the pavement area. Curbing shall be installed if required by the Drainage Study. The exterior streetlighting will be stubbed out for later use, but the installation of the streetlights shall be deferred provided that the developer provide to the City such streetlights for the future installation; alternatively, monies in lieu of such streetlights may be contributed to the City if allowed by the Department of Public Works. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
7. A Master Streetlight plan must be submitted and approved by the Department of Public Works prior to the submittal of any construction drawings.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 130 – Z-0056-02

**CONDITIONS– Continued:**

8. Extend public sewer in Deer Springs Way to the western edge of this site in an alignment, location, and to a depth acceptable by the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
9. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access and on site circulation layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Gated entrances shall be designed, located and constructed in accordance with Standard Drawing #222a.
10. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Final Map for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site. Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 130 – Z-0056-02

**CONDITIONS– Continued:**

11. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Final Map, whichever may occur first, if allowed by the City Engineer.
12. A Homeowner's Association shall be established to maintain all perimeter walls, landscaping, private drives and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
13. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
14. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

VACATION RELATED TO Z-0056-02 - PUBLIC HEARING - VAC-0055-02 - JARRETT CHILDRENS TRUST - Petition of Vacation to vacate a portion of Jarrett Avenue generally located between Thom Boulevard and Decatur Boulevard, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

**6**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

**0**

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD not voting and WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 130 [Z-0056-02] and Item 131 [VAC-0055-02] was held under Item 130 [Z-0056-02].

(2:32 – 2:34)

**3-3517**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 131 – VAC-0055-02

**CONDITIONS:**

1. A Drainage Plan and Technical Drainage Study or other related drainage information acceptable to the Flood Control Section must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The drainage study required by Z-56-02 may be used to satisfy this condition.
2. All public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
3. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom shall be provided if required
4. All development shall be in conformance with code requirements and design standards of all City departments.
5. The Order of Vacation shall not be recorded until all of the above conditions have been met provided, however, that Condition #2 may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained.
6. If the Order of Vacation is not recorded within one (1) year after approval by the City Council or the Planning Commission does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT****CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**REZONING - PUBLIC HEARING - Z-0057-02 - TOWN CENTER VENTURES, LIMITED LIABILITY COMPANY ON BEHALF OF PAGEANTRY HOMES** - Request for a Rezoning of 20 acres adjacent to the southwest corner of Fort Apache Road and Gilcrease Avenue (APN: 125-18-601-002 through 005), FROM: U (Undeveloped) [TC (Town Center) General Plan Designation] TO: TC (Town Center); PROPOSED USE: MEDIUM DENSITY MIXED RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>1</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD not voting and WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

RUSSELL SKUSE, 401 North Buffalo Drive, Suite 100, concurred with staff's recommendations.

No one appeared in opposition.

There was no discussion.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 132 – Z-0057-02

**MINUTES – Continued:**

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 132 [Z-0057-02] and Item 33 [U-0094-02] was held under Item 132 [Z-0057-02].

(2:32 – 2:35)

4-19

**CONDITIONS:**

Planning and Development

1. The developer shall grant appropriate trail easements and construct and maintain the trail as required by the Planning and Development Department.
2. A Resolution of Intent with a two-year time limit.
3. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

4. Dedicate 40 feet of right-of-way adjacent to this site for Gilcrease Avenue, 50 feet for Fort Apache Road, 40 feet for Tee Pee Lane, a 25-foot radius on the southeast corner of Tee Pee Lane and Gilcrease Avenue and a 54-foot radius on the southwest corner of Gilcrease Avenue and Fort Apache Road.
5. Construct half-street improvements meeting Town Center Standards, including appropriate overpaving if legally able, on Tee Pee Lane, Gilcrease Avenue, and Fort Apache Road adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. The cross section as shown for Gilcrease Avenue and Tee Pee Lane does not meet the Town Center standards for a Town Center Residential Collector street.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 132 – Z-0057-02

**CONDITIONS – Continued:**

6. Extend public sewer from a location and in an alignment acceptable to the City Engineer to the west edge of this site to a location and depth acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
7. Provide a minimum of two lanes of paved, legal access to this site prior to occupancy of any units within this development.
8. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings, or the recordation of a Final Map for this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Final Map for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.
9. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site,

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 132 – Z-0057-02

**CONDITIONS – Continued:**

whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Final Map, whichever may occur first, if allowed by the City Engineer.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

SPECIAL USE PERMIT RELATED TO Z-0057-02 - PUBLIC HEARING - **U-0094-02 - TOWN CENTER VENTURES, LIMITED LIABILITY COMPANY ON BEHALF OF PAGEENTRY HOMES** - Request for a Special Use Permit TO ALLOW A GATED COMMUNITY WITH PRIVATE STREETS on 20.0 acres adjacent to the southwest corner of Fort Apache Road and Gilcrease Avenue (APN: 125-18-601-002 through 005), U (Undeveloped) Zone [PROPOSED: T-C (Town Center)] [M-TC (Medium Density Residential - Town Center) Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to conditions – UNANIMOUS with L.B. McDONALD not voting and WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

RUSSELL SKUSE, 401 North Buffalo Drive, Suite 100, concurred with staff's recommendations.

No one appeared in opposition.

There was no discussion.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 133 – U-0094-02

**MINUTES – Continued:**

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 132 [Z-0057-02] and Item 33 [U-0094-02] was held under Item 132 [Z-0057-02].

(2:32 – 2:35)

4-19

**CONDITIONS:**

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Rezoning (Z-0057-02) and Site Development Plan Review [Z-0057-02(1)].
2. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

4. Private streets shall be identified as “Public Drainage Easements to be privately maintained” and shall also provide public sewer easements.
5. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
6. Gated entry drives, if proposed, shall be designed, located and constructed in accordance with Standard Drawing #222a.
7. Site development to comply with all previous conditions of approval for Zoning Reclassification Z-57-02 and Site Development Plan Review Z-57-02(1) and all other subsequent site-related actions.



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

REZONING - PUBLIC HEARING - **Z-0058-02 - NEVADA HOMES GROUP, INC.** - Request for Rezoning of 2.5 acres FROM: U (Undeveloped) [L (Low Density Residential) General Plan Designation] TO: R-PD5 (Residential Planned Development - 5 Units per Acre), located adjacent to the southwest corner of Buffalo Drive and Ahey Road (APN 138-09-601-014); PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**BROWN – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

GREG BORGEL, 300 South 4<sup>th</sup> Street, appeared on behalf of the applicant and indicated that ATTORNEY CHRIS KAEMPFER was delayed at the County.

COUNCILMAN BROWN asked if Item 136 was being withdrawn. MR. BORGEL replied that the Site Development Plan was not being withdrawn.

JOSEPH LAWRENCE, 10134 Neville Court, expressed concern about developers reducing the open space, narrowing the streets and eliminating sidewalks. Developers should not be granted Variances and waivers. Open space is very important for a development, especially because children need space to play.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 134 – Z-0058-02

**MINUTES – Continued:**

TODD FARLOW, 240 North 19<sup>th</sup> Street, verified with ROBERT GENZER, Director of Planning and Development Department, that sidewalks will be provided.

MR. BORGEL pointed out that the open space issue was considered. The proposed project is an addition to a previous project, which does have some open space. This addition does not have any within it, but will share the limited open space of the balance of the subdivision. Additionally, the property is located adjacent to three park school-shared facilities just a few hundred yards away; adjoining residents will have access to these facilities.

Relating to Item 135 [V-0043-02], COUNCILMAN BROWN indicated that this is an infill piece and working with the development community, allowances have been for reducing the open space for five to ten-acre infill parcels. Not only is this project in the proximity of three schools, but Bunker Park and a detention basin are located less than a quarter of a mile away. Therefore, there is a lot of open space within pedestrian distance of this neighborhood.

COUNCILMAN BROWN verified with CHERI EDELMAN, Public Works, that there is a condition requesting that the developer complete Ahey Road. He also verified with MR. GENZER that the perimeter landscape on Ahey Road was waived to match up with the existing subdivision to the west. Additionally, he requested that a condition be added to Item 136 [Z-0058-02(1)] to ensure that the perimeter landscaping along Buffalo actually wraps around the corner of Ahey Road. MR. BORGEL stated that the inclusion of a condition to include the landscaping of that portion of their property abutting the radius at Ahey Road and Buffalo Drive would be acceptable.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 134 [Z-0058-02], Item 135 [V-0043-02], and Item 136 [Z-0058-02(1)] was held under Item 134 [Z-0058-02].

(2:35 – 2:43)

**4-60**

**CONDITIONS:**

Planning and Development

1. A Resolution of Intent with a two-year time limit.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 134 – Z-0058-02

**CONDITIONS – Continued:**

2. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. The Final Map for Day Dawn Estates must record prior to or concurrent with the Final Map for this site and must provide legal access as depicted on this map, unless an alternative access plan is submitted to and approved by the City of Las Vegas.
4. The Special Improvement District section of the Department of Public Works must be contacted and appropriate written agreements (if necessary) must be executed by the property owner(s) of record prior to the recordation of a Final Map for this site. The written agreements (if applicable) will allow the recalculation and/or the redistribution of all assessments of record on this site.
5. Construct half-street improvements including appropriate overpaving, if legally able, on Ahey Road and Buffalo Drive adjacent to this site concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site. Alternatively, the applicant may participate in the public improvement project for Ahey Road and Buffalo Drive.
6. Extend the public sanitary sewer in Buffalo Road from Gowan Road to service this site in a size, to a location, and depth acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
7. A Master Streetlight Plan for the overall subdivision shall be approved prior to the submittal of any construction drawings for this site.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 134 – Z-0058-02

**CONDITONS – Continued:**

8. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Final Map for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site. Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.
9. An addendum to the previously approved Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any grading or building permits, submittal of any construction drawings or the recordation of a Final Map for this site, whichever may occur first. Provide and improve all drainageways as recommended in the approved drainage plan/study.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

VARIANCE RELATED TO Z-0058-02 - PUBLIC HEARING - **V-0043-02 - NEVADA HOMES GROUP, INC.** - Request for a Variance TO ALLOW ELIMINATION OF THE REQUIRED OPEN SPACE FOR A RESIDENTIAL PLANNED DEVELOPMENT WHERE 9,343 SQUARE FEET IS REQUIRED on property located adjacent to the southwest corner of Buffalo Drive and Ahey Road (APN 138-09-601-014), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation]; PROPOSED: R-PD5 (Residential Planned Development - 5 Units per Acre), Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (3-3-1 vote) had NO RECOMMENDATION

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (3-3-1 vote) had NO RECOMMENDATION.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**BROWN – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

GREG BORGEL, 300 South 4<sup>th</sup> Street, appeared on behalf of the applicant.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 134 [Z-0058-02], Item 135 [V-0043-02], and Item 1236 [Z-0058-02(1)] was held under Item 134 [Z-0058-02].

(2:35 – 2:43)

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 135 – V-0043-02

**CONDITIONS:**

Planning and Development

1. This Variance shall expire in two years, unless it is exercised or an Extension of Time is granted by the City Council.
2. Approval of and conformance to the Conditions of Approval for Rezoning (Z-0058-02), and Site Development Plan Review [Z-0058-02(1)].

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0058-02 AND V-0043-02 - PUBLIC HEARING - **Z-0058-02(1) - NEVADA HOMES GROUP, INC.** - Request for a Site Development Plan Review FOR A PROPOSED 13-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT ON 2.5 ACRES AND FOR A WAIVER TO ELIMINATE THE REQUIRED PERIMETER LANDSCAPING ALONG A PUBLIC RIGHT-OF-WAY, located adjacent to the southwest corner of Buffalo Drive and Ahey Road (APN: 138-09-601-014), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation]; PROPOSED: R-PD5 (Residential Planned Development - 5 Units per Acre), Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (3-3-1 vote) had NO RECOMMENDATION

**PROTESTS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

**0****0****APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

**0****0****RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (3-3-1 vote) had NO RECOMMENDATION.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**BROWN – APPROVED** subject to conditions and adding the following condition:

- *The required perimeter landscaping along Buffalo Drive shall continue along the back of the sidewalk radius onto Ahey Road.*

– UNANIMOUS with WEEKLY excused

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

There was no discussion.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 136 – Z-0058-02(1)

**MINUTES – Continued:**

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 134 [Z-0058-02], Item 135 [V-0043-02], and Item 136 [Z-0058-02(1)] was held under Item 134 [Z-0058-02].

(2:35 – 2:43)

**4-60**

**CONDITIONS:**

Planning and Development

1. A Rezoning [Z-0058-02] to an R-PD5 (Residential Planned Development, 5 units per acre) Zoning District approved by the City Council.
2. An open space variance (V-0043-02) approved by the City Council
3. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
4. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
5. The standards for this development shall include the following: minimum distance between buildings of 10 feet, and building height shall not exceed two stories or 35 feet, whichever is less.
6. The setbacks for this development shall be a minimum of 20 feet to the front of the house, 5 feet on the side, 10 feet on the corner side, and 16 feet in the rear.
7. Air conditioning units shall not be mounted on rooftops.
8. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19A.12.050.
9. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 136 – Z-0058-02(1)

**CONDITIONS – Continued:**

10. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
11. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

12. Site development to comply with all applicable conditions of approval for Zoning Reclassification Z-58-02 and all other subsequent site-related actions.
13. All public drainage easements shall be located on common element lots and shall be privately maintained by a Homeowner's Association or Landscape Maintenance organization.
14. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
15. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
16. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - **Z-0059-02 - TROP-JONES ET AL ON BEHALF OF US HOME CORPORATION** - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD2 (Residential Planned Development - 2 Units per Acre) and R-PD3 (Residential Planned Development - 3 Units per Acre) of approximately 15 acres located adjacent to the west side of Jones Boulevard, between Tropical Parkway and Bullring Lane (APN's: 125-26-604-004 through 006 and 009 through 011), Ward 6 (Mack). The Planning Commission (6-1-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

<b>0</b>
<b>0</b>

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

<b>0</b>
<b>0</b>

**RECOMMENDATION:**

The Planning Commission (6-1-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED** subject to conditions and adding the following condition:

- *The zoning shall be concurrent with the property lines and the applicant shall provide legal description.*

– UNANIMOUS with WEKLY excused

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

RUSSELL SKUSE, 401 North Buffalo Drive, Suite 100, appeared on behalf of the applicant and concurred with staff's recommendations.

TODD FARLOW, 240 North 19<sup>th</sup> Street, asked whether sidewalks would be provided. MR. SKUSE replied that they will only provide 37-foot private streets. MR. FARLOW pointed out that the 2020 Master Plan requires that sidewalks be provided on both sides of the streets in order to eliminate dust.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 137 – Z-0059-02

**MINUTES – Continued:**

MARGO WHEELER indicated for the record an additional condition to clarify which portions are PD2 and PD3. MR.SKUSE accepted the condition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 137 [Z-0059-02] and Item 138 [Z-0059-02(1)] was held under Item 137 [Z-0059-02].

(2:43 – 2:47)

**4-374**

**CONDITIONS:**

Planning and Development

1. A General Plan Amendment for the east portion of the site (GPA-0025-02) to an R (Rural) land use designation approved by the City Council.
2. A Resolution of Intent with a two-year time limit.
3. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

4. Construct all incomplete half-street improvements, including appropriate overpaving, on Bullring Lane, Jones Boulevard and Tropical Parkway adjacent to this site concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site.
5. Extend public sewer from a location and in an alignment acceptable to the City Engineer to the west edge of this site in a location and to a depth acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 137 – Z-0059-02

**CONDITIONS – Continued:**

- street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
6. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings, or the recordation of a Final Map for this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Final Map for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site. Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.
  7. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 137 – Z-0059-02

**CONDITIONS – Continued:**

such neighborhood or local drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Final Map, whichever may occur first, if allowed by the City Engineer.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0059-02 - PUBLIC HEARING - **Z-0059-02(1) - TROP-JONES ET AL ON BEHALF OF US HOME CORPORATION** - Request for a Site Development Plan Review FOR A PROPOSED 41-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on approximately 15 acres located adjacent to the west side of Jones Boulevard, between Tropical Parkway and Bullring Lane (APN's: 125-26-604-004 through 006 and 009 through 011), R-E (Residence Estates) Zone, PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre) and R-PD3 (Residential Planned Development - 3 Units per Acre), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

Staff recommends APPROVAL

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:****MACK – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused****MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

RUSSELL SKUSE, 401 North Buffalo Drive, Suite 100, appeared on behalf of the applicant and concurred with staff's recommendations.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 137 [Z-0059-02] and Item 138 [Z-0059-02(1)] was held under Item 137 [Z-0059-02].

(2:43 – 2:47)

**4-374**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 138 – Z-0059-02(1)

**CONDITIONS:**

Planning and Development

1. A Rezoning [Z-0059-02] of the east portion of the site to an R-PD3 Zoning District approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
4. The standards for this development shall include the following: minimum distance between buildings of 10 feet, and building height shall not exceed two stories or 35 feet, whichever is less.
5. The setbacks for this development shall be a minimum of 18 feet to the front of the house, 5 feet on the side, 10 feet on the corner side, and 15 feet in the rear.
6. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
8. Air conditioning units shall not be mounted on rooftops.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19A.12.050.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
11. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 138 – Z-0059-02(1)

**CONDITIONS – Continued:**

12. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

13. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. The proposed gated entrance shall be designed, located and constructed in accordance with Standard Drawing #222a.
14. A Master Streetlight Plan shall be submitted and approved by the Department of Public Works prior to the submittal of any construction drawings for this site.
15. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
16. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
17. Site development to comply with all applicable conditions of approval for Z-59-02 and all other subsequent site-related actions.
18. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0014-02 - WEST CHARLESTON BOULEVARD – DUNEVILLE STREET, LIMITED PARTNERSHIP ON BEHALF OF EXECUTIVE DEVELOPMENT CORPORATION - Request to amend a portion of the Southwest Sector of the General Plan FROM: SC (Service Commercial) TO: M (Medium Density Residential) on 8.35 acres located adjacent to the south side of Charleston Boulevard, approximately 195 feet east of Jones Boulevard (APN's: 163-01-102-003 and 004), Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>2</b>
<b>7</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>2</b>
<b>3</b>

**RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application – Not Applicable
3. Staff Report
4. Submitted at City Council –Opposition letters from David and Carol VanWagoner and Tami L. Knepper
5. Submitted After Final Agenda: Letter of support from Saint.George Romanian Orthodox Church

**MOTION:**

**M. McDONALD – APPROVED – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

JAMES GRINDSTAFF, 2230 Corporate Circle, appeared on behalf of the applicant and concurred with all conditions.

JOHN HAZARD, 1335 Duneville Street, stated that he lives south of the proposed project and has been in this area for 10 years. He supports the apartments, but feels that three-story is too high for this particular area. Other apartments to the west and north of Charleston Boulevard are all two-story.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 139 – GPA-0014-02

**MINUTES – Continued:**

KAREN HAZARD, 1335 Duneville Street, likewise expressed her objection to the three-story apartments and stated that there is no positive benefit to building three-story apartment buildings, other than being an invasion of privacy on the adjacent residential homes. Why are ordinances in place when someone can ask for a Variance? These apartments are not appropriate for this particular area.

PAMELA NOONAN, 5760 Del Rey Avenue, objected to the proposed three-story apartments. She is concerned about her privacy, the density, noise and traffic. Her understanding is that a traffic study has not been done for Jones Boulevard and Charleston Boulevard, an area that is highly congested during rush hour. She is concerned that people will use her small residential neighborhood as a cut-through. She submitted an opposition letter from her neighbor.

JEFF RICE, 3072 El Camino Avenue, submitted a letter from Tami L. Knepper of 1016 Monticello Drive, who opposes the proposed project primarily because of the traffic that it will generate. He also expressed opposition on behalf of FRANCES A. HARRISON, 5313 Swallow Tail Court. She has resided at this location over 40 years and asked that the property remain as originally intended for small commercial stores only. The proposed project will have an adverse effect on the long established neighborhood because of unwanted noise and traffic, as well as the unwanted extra story compromising privacy.

THOMAS STRONG, 5844 West Del Rey Avenue, opposed the proposed project for the same reasons expressed by the previous speakers. Other than the commercial along the street-fronts, everything else is residential estate with a minimum half-acre lot.

The applicant, GARY MOOREHEAD, Executive Development, 7321 West Charleston Boulevard, indicated that at the Planning Commission meeting the residents did not present these issues. He would have wanted an opportunity to directly address those concerns. They have owned this property for 27 years, and the east half of the property is currently zoned C-2. He believes the height is not being increased. Additionally, the Variance shows the 38-feet as a part of the Variance that is being requested. Upon following up on that with MR. GENZER, 35 feet is the height of these buildings, and the height is not measured to the peak as originally believed. They are within the 35 feet as per the code. There will be no access to the property from anywhere except Charleston Boulevard. There is a 30-foot additional buffer in Holmby Avenue that has been vacated. Two adjacent neighbors support this project, especially MR. SHEETS who is the immediate neighbor to the south.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 139 – GPA-0014-02

**MINUTES – Continued:**

MAYOR GOODMAN stated that during his briefing, staff indicated that even with the third story, because of the way the property is situated, the residents' privacy would not be invaded. ROBERT GENZER, Director of Planning and Development Department, replied in the affirmative and added that the recommendation for approval for the Variance was made because this building is setback sufficiently to meet the Adjacency Residential Standards.

MR. RICE asked why the applicant chose to build apartments instead of a commercial project. MR. MOOREHEAD replied that it was an economic issue and it was found that that area of Charleston Boulevard is not the atmosphere for commercial at this point. Residential is the best use for this property.

MR. GENZER discussed with COUNCILMAN BROWN that 35 feet is allowed and the applicant is asking for 38 feet, which is the highest point of the structure. Under the code, a pitched roof's height would be measured to the mid point of the roof. There is only a three-foot difference, but there is also the fact that the code states that it is two stories or 35-feet. Therefore, by having three stories the applicant still needs the Variance.

COUNCILMAN BROWN asked MR. GENZER if the code would allow a five-story facility on the C-2 component of the land. MR. GENZER replied that there is no height limitation on C-2 or C-1, except that the residential adjacency would come into play. COUNCILMAN BROWN indicated that the applicant could build a lot taller and more massive building. MR. GENZER commented that in this particular area, there is a strip shopping center across from the proposed project that was constructed and sat vacant for a number of months because of the difficulty of leasing commercial space.

COUNCILMAN McDONALD referred to a woman known as COOKIE, who has been involved in protecting neighborhoods not only in the City, but also in the County. She raised the concern about the height of the building. He pointed out that what might be appropriate for some neighborhoods might not necessarily apply to this particular area. This area is being revitalized, which it can be shown with businesses such as Super Wal-Mart and Lowes. In this case, the property owner is down sizing, and the building will not be a typical stucco structure, but a stone-type facility with a clubhouse and a pool set back from the neighboring residents. A major concern was Holmby Avenue, which has now been vacated, and the traffic within the neighborhood. He verified with MR. MOOREHEAD that the only access will be onto Charleston Boulevard and that there will be an eight-foot wall. He also requested that mature pine trees be used for the landscaping south of the property. COUNCILMAN McDONALD commented that there is a potential for something larger, such as an automotive store, if this project is not built.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 139 – GPA-0014-02

**MINUTES – Continued:**

MAYOR GOODMAN verified with MR. MOOREHEAD that the apartment complex will not be for daily or monthly rentals.

COUNCILMAN BROWN discussed with MR. MOOREHEAD that DON ROMANO, who owns Executive Development Corporation, owns the property and will develop the project. It is not a to-be-built, immediately sold, type of a project. MR. ROMANO has developed other office buildings along the same corridor and exceeds in aesthetics, landscaping and setbacks. He sets the standard on that corridor. In fact, that is why the immediate adjacent neighbors are supporting the project.

CHERI EDELMAN, Public Works Department, acknowledged that the applicant is required to provide a traffic impact analysis in conjunction with this project to mitigate any kind of issues this project might create. COUNCILMAN McDONALD requested that a copy of the traffic impact analysis be provided to his office so that he can make it available to the area residents.

MR. GENZER pointed out that based on comments made regarding the landscaping, he recommended that Condition No. 8 of Item 142 be amended to require the applicant to install 36-inch box trees along that property line only. MR. MOOREHEAD responded that 36-inch box pines do not do well, but that he will work with staff on what would be appropriate. MR. GENZER agreed to leave the condition as stated and to simply work with the applicant on that issue. He did recommend that a condition be added to specifically indicate that the wall along the south property line be eight feet in height. MR. MOOREHEAD agreed.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 139 [GPA-0014-02], Item 140 [Z-0037-02], Item 141 [V-0041-02], and Item 142 [Z-0037-02(1)] was held under Item 139 [GPA-0014-02].

(2:47 – 3:15)

**4-480**

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

REZONING RELATED TO GPA-0014-02 - PUBLIC HEARING - **Z-0037-02 - WEST CHARLESTON BOULEVARD – DUNEVILLE STREET, LIMITED PARTNERSHIP ON BEHALF OF EXECUTIVE DEVELOPMENT CORPORATION** - Request for a Rezoning of 8.35 acres FROM: C-2 (General Commercial) and R-E (Residence Estates) under Resolution of Intent to C-1 (Limited Commercial) TO: R-3 (Medium Density Residential) on property located adjacent to the south side of Charleston Boulevard, approximately 195 feet east of Jones Boulevard (APN's: 163-01-102-003 and 004); PROPOSED USE: 192-UNIT APARTMENT COMPLEX, Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**2**

**City Council Meeting**

**7**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**2**

**City Council Meeting**

**3**

**RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at City Council –Opposition letters from David and Carol VanWagoner and Tami L. Knepper
5. Submitted After Final Agenda: Letter of support from Saint George Romanian Orthodox Church

**MOTION:**

**M. McDONALD – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

Appearing on behalf of Executive Development were GARY MOOREHEAD, 7321 West Charleston Boulevard and JAMES GRINDSTAFF, 2230 Corporate Circle.

There was no discussion.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 140 – Z-0037-02

**MINUTES – Continued:**

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 139 [GPA-0014-02], Item 140 [Z-0037-02], Item 141 [V-0041-02], and Item 142 [Z-0037-02(1)] was held under Item 139 [GPA-0014-02].

(2:47 – 3:15)

**4-480**

**CONDITIONS:**

Planning and Development

1. A General Plan Amendment (GPA-0014-02) to an M (Medium Density Residential) land use designation approved by the City Council.
2. A Resolution of Intent with a two-year time limit.
3. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

4. Dedicate an appropriate radius corner at the southeast corner of this site at Holmby Avenue and Duneville Street prior to the issuance of any permits for this site. Coordinate with the right-of-way section for assistance in the preparation of the appropriate documents.
5. Coordinate with the City Surveyor to determine whether a boundary line adjustment map shall be recorded to transfer the west 10 feet of this site to the property to the west; comply with the recommendations of the City Surveyor prior to the issuance of any building permits for this site.
6. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 140 – Z-0037-02

**CONDITIONS – Continued:**

7. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits or the submittal of any construction drawings, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits whichever may occur first, if allowed by the City Engineer.
8. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits or the submittal of any construction drawings. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**VARIANCE RELATED TO GPA-0014-02 AND Z-0037-02 - PUBLIC HEARING - V-0041-02 - WEST CHARLESTON BOULEVARD – DUNEVILLE STREET, LIMITED PARTNERSHIP ON BEHALF OF EXECUTIVE DEVELOPMENT CORPORATION -**  
 Request for a Variance TO ALLOW APARTMENT BUILDINGS TO BE THREE STORIES AND 38 FEET IN HEIGHT WHERE TWO STORIES AND 35 FEET IS THE MAXIMUM HEIGHT ALLOWED within the R-3 (Medium Density Residential) Zone on property located adjacent to the south side of Charleston Boulevard, approximately 195 feet east of Jones Boulevard (APN's: 163-01-102-003 and 004), C-2 (General Commercial) Zone and R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial) [PROPOSED R-3 (Medium Density Residential)], Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.****2****City Council Meeting****7****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****2****City Council Meeting****3****RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at City Council –Opposition letters from David and Carol VanWagoner and Tami L. Knepper
5. Submitted After Final Agenda: Letter from Saint George Romanian Orthodox Church

**MOTION:**

**M. McDONALD – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

Appearing on behalf of Executive Development were GARY MOOREHEAD, 7321 West Charleston Boulevard and JAMES GRINDSTAFF, 2230 Corporate Circle.

There was no discussion.



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 141 – V-0041-02

**MINUTES – Continued:**

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 139 [GPA-0014-02], Item 140 [Z-0037-02], Item 141 [V-0041-02], and Item 142 [Z-0037-02(1)] was held under Item 139 [GPA-0014-02].

(2:47 – 3:15)

**4-480**

**CONDITIONS:**

Planning and Development

1. If this Variance is not exercised within two (2) years after the final approval, then this Variance shall be void unless an Extension of Time is granted.
2. City Code requirements and design standards of all City Departments that are not affected by the approval of this Variance must be satisfied.
3. Conformance to all Conditions of Approval for Rezoning Z-0037-02 and Site Development Plan Review [Z-0037-02(1)].

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0014-02, Z-0037-02 AND V-0041-02 - PUBLIC HEARING - **Z-0037-02(1) - WEST CHARLESTON BOULEVARD – DUNEVILLE STREET, LIMITED PARTNERSHIP ON BEHALF OF EXECUTIVE DEVELOPMENT CORPORATION** - Request for a Site Development Plan Review FOR A PROPOSED 192-UNIT 3-STORY, APARTMENT COMPLEX on 8.35 acres located adjacent to the south side of Charleston Boulevard, approximately 195 feet east of Jones Boulevard (APN's: 163-01-102-003 and 004), C-2 (General Commercial) Zone and R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial) [PROPOSED R-3 (Medium Density Residential)], Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>2</b>
<b>7</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>2</b>
<b>3</b>

**RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at City Council –Opposition letters from David and Carol VanWagoner and Tami L. Knepper
5. Submitted After Final Agenda: Letter of support from Saint George Romanian Orthodox Church

**MOTION:**

**M. McDONALD – APPROVED subject to conditions and adding the following condition:**

- *The wall along the south property line shall be eight feet in height*
- UNANIMOUS with WEEKLY excused

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

GARY MOOREHEAD, Executive Development, 7321 West Charleston Boulevard, appeared on behalf of the applicant.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 142 – Z-0037-02(1)

**MINUTES – Continued:**

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 139 [GPA-0014-02], Item 140 [Z-0037-02], Item 141 [V-0041-02], and Item 142 [Z-0037-02(1)] was held under Item 139 [GPA-0014-02].

(2:47 – 3:15)

**4-480**

**CONDITIONS:**

Planning and Development

1. A Rezoning (Z-0037-02) to an R-3 (Medium Density Residential) Zoning District approved by the City Council.
2. A Variance (V-0041-02) shall be approved by the City Council.
3. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
4. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
5. The setbacks for this development shall be a minimum of 20 feet from the front property line, 5 feet from the sides, 5 feet from the corner side, and 20 feet from the rear property line, with a minimum distance between buildings of 10 feet.
6. The site plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for building permits, to reflect the garages and covered parking structures to be a minimum of six feet from the property lines.
7. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect a minimum six foot wide landscape planter along the south, east and west property boundaries and a minimum ten foot wide planter along the north property boundary.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 142 – Z-0037-02(1)

**CONDITIONS – Continued:**

8. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 30 feet on-center and a minimum of four five-gallon shrubs for each tree within provided planters.
9. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
10. A detailed landscaping plan must be submitted prior to or at the same time application is made for a building permit.
11. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
12. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize ‘shoe-box’ fixtures and downward-directed lights. Wallpack lighting shall utilize ‘shoe-box’ fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
13. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19A.12.050.
14. Any proposed property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
15. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

16. Meet with the Traffic Engineering Representative in Land Development for assistance in redesigning the proposed driveway and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222a.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 142 – Z-0037-02(1)

**CONDITIONS – Continued:**

17. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
18. All landscaping installed with this project shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
19. Construct sidewalk on at least one side of all access drives connecting this site to the adjacent public streets concurrent with development of this site; the connecting sidewalk shall extend from the sidewalk on the public street to the first intersection of the on-site roadway network; the connecting sidewalk shall be terminated on-site with a handicap ramp.
20. Site development to comply with all applicable conditions of approval for Z-0037-02 and all other applicable site-related actions.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002

**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**NOT TO BE HEARD BEFORE 4:00 P.M. - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0075-91(13) - MOUNTAIN SPA RESORT ET AL ON BEHALF OF PULTE HOME** - Request for a Site Development Plan Review for a REVISED MASTER DEVELOPMENT PLAN CONTAINING 1873 LOTS ON 635.80 ACRES (SILVERSTONE RANCH), generally located between Grand Teton Road on the south, Iron Mountain Road on the north, Rainbow Boulevard on the east and Buffalo Drive on the west (APN's: MULTIPLE), R-PD3 (Residential Planned Development - 3 Units per Acre) and C-1 (Limited Commercial) Zones, Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.****122****City Council Meeting****73****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****1****City Council Meeting****1****RECOMMENDATION:**

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Petition with 46 signatures representing 41 properties
5. Submitted after final agenda – Twenty protest letters
6. Submitted after final agenda: Letter of protest from Pamella A. Bailey
7. Submitted at City Council – Mountain Spa Development History booklet and list of conditions of approval submitted by Attorney Chris Kaempfer
8. Submitted at City Council – Copy of City Council minutes from the 10-02-1991 meeting submitted by Sharon Housley Linsenhardt
9. Submitted at direction of Council: 7/11/2002 and 8/8/2002 Planning Commission transcripts

**MOTION:**

**MACK – APPROVED** subject to conditions and adding the following conditions:

- *There shall be no construction traffic on Coke Street.*
- *The City shall be indemnified against any contaminant materials on the site resulting from the Aladdin demolition and the applicant to provide an Indemnification Agreement*

– UNANIMOUS with WEEKLY excused

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 143 – Z-0075-91(13)

**MINUTES:**

NOTE: A Combined Verbatim Transcript of Item 143 [Z-0075-91(13)] and Item 144 [VAC-0051-02] is made a part of the Final Minutes.

MAYOR GOODMAN declared the Public Hearing open.

**APPEARANCES**

CHRIS KAEMPFER, Attorney, Kummer, Kaempfer, Bonner and Renshaw, 3800 Howard Hughes Parkway  
GREG BORGEL, 300 South 4<sup>th</sup> Street  
JOSEPH LAWRENCE, 10134 Neville Court  
MARY CARUSO, 7315 Racel Street  
PAM BAILEY, 6665 Jo Marcy Drive  
SHARON HOUSLEY LINSNBARDT, 7222, 7280 Grand Teton Drive  
CAROL BAILEY, Site Development Planner, Clark County School District, 4212 Eucalyptus  
LOUISE RUSKAMP, Las Vegas resident  
GERALD GILLOCK, 7555 Sisk Road  
KIMBERLY THOMAS, 6775 Whispering Sand Drive  
JACK AVERY, 7235 Racel Street  
BRYAN SCOTT, Deputy City Attorney  
TODD FARLOW, 240 North 19<sup>th</sup> Street  
NEIL GALATZ, 7315 North Rainbow Boulevard  
JOHN HENRY MELANCON, 7620 Racel Street  
CHERI EDELMAN, Public Works

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: ATTORNEY KAEMPFER requested that transcripts from the Planning Commission meetings of 7/11/02 and 8/8/02 for Z-0075-91(13) and VAC-0051-02 be made part of the Final Minutes.

NOTE: While discussing the traffic study around Silverstone, Grand Teton, the Beltway, Decatur Boulevard and Jones Boulevard, COUNCILMAN BROWN requested that he and COUNCILMAN MACK would like to discuss with Public Works how the entire Northwest Master Roads and Highways Plan is coming along. Additionally, he would like to ensure that the City's Fire Services is included in the evaluation of vacating Rainbow Boulevard.

(4:02 – 5:32)

**4-2872/5-1**

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 143 – Z-0075-91(13)

**CONDITIONS:**

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. The area designated as development Parcel 15 & 16 shall require approval of a rezoning from C-1 (Limited Commercial) to R-PD3 (Residential Planned Community – 3 Units Per Acre) prior to submittal of any Tentative Map for any portion of development parcel 15 & 16.
3. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
4. The setbacks for this development shall be as follows:

Townhouses

Front:	18	Feet (front entry garage)
Front:	14	Feet (side entry garage, casita, or courtyard)
Side:	5	Feet (minimum 10 feet between buildings)
Side:	0	Feet
Corner Side:	10	Feet
Rear:	15	Feet

Single Family Homes

Front:	18	Feet (front entry garage)
Front:	14	Feet (side entry garage, casita, or courtyard)
Side:	5	Feet
Corner Side:	10	Feet
Rear:	15	Feet

5. Balconies on the rear of the dwellings are allowed to encroach to within ten feet (10') of the rear property line, except on lots that are on the periphery of the development.
6. Accessory structures shall be allowed subject to the requirements of Section 19A.08.040 of the Las Vegas Zoning Code.



CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 143 – Z-0075-91(13)

**CONDITIONS – Continued:**

7. Air conditioning units shall not be mounted on rooftops.
8. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19A.12.050.
9. The applicant shall have constructed a six-foot high decorative block wall, if needed, to match the existing decorative walls. Fence heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
10. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
11. All City Code requirements and design standards of all City departments must be satisfied.

**Public Works**

12. An application to vacate existing public right-of-way in conflict with this Site Plan, such as VAC-51-02, must be submitted to and approved by the City Council prior to the submittal of a Final Map Technical Review for any property overlying or adjacent to the area to be vacated. The Order of Vacation must record prior to the recordation of any Map overlying or adjacent to the areas to be vacated.
13. An addendum to the previously approved Master Drainage Plan must be submitted to and approved by the Department of Public Works prior to the issuance of any grading or building permits, submittal of any construction drawings or the recordation of a Final Map for this site, whichever may occur first, beyond Unit 1. Unit 1 may proceed as previously approved, subject to submittal of an Update Letter to the Flood Control Section of the Department of Public Works for their approval. Site-specific technical drainage studies shall be required as each future "pod" site develops. Provide and improve all drainageways as recommended in the approved drainage plan/studies.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 143 – Z-0075-91(13)

**CONDITIONS – Continued:**

Additional

14. Site development to comply with all applicable conditions of approval for Z-0075-91, the Mountain Spa Development Agreement as amended, and all other site-related actions.
15. The developer will petition to have the Buffalo Drive alignment (north of Unit 2) and Coke Street (along western border of development) built to rural standards.
16. The wall along the Buffalo Drive alignment (north of Unit 2) and immediately adjacent to the fairway will be constructed with a combination of block and wrought iron.
17. The park/open space on the most northern portion of unit 2 will be closed off from the golf course by a block wall.
18. The present elevation of Unit 2 will be reduced to no higher than 3 feet above adjacent grade.
19. All homes within Unit 2 will be single story except model homes, which will be a combination of one and two stories, with the southernmost model home being single story.
20. Ten of the 18 homes in Unit 1 adjacent to Racel Road will be single story with no more than two sequential 2-story homes.
21. The lots in Parcel 2N adjacent to Racel Road will be subject to the following:
  - a. Restricted to single story homes;
  - b. The lot widths will be increased to a minimum of 50 feet
  - c. Aggregate side setbacks for the homes on these lots will be increased to 15 feet from 10 feet
  - d. The lot sizes will be increased to a minimum of 6,000 square feet.
22. The present wall on Tenaya Way will be removed and will be reconstructed (without wrought iron) but otherwise consistent with (although smaller in scale) the wall and landscape theme along Racel Road.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 143 – Z-0075-91(13)

**CONDITIONS – Continued:**

23. The lots in Parcels 3 & 2S adjacent to Tenaya Way (with the exception of the northernmost lot) shall be subject to the following:
  - a. increase in lot size to a minimum of 5,000 square feet;
  - b. aggregate side setbacks for the homes on these lots will be increased to 15 feet from 10 feet and
  - c. minimum rear yard setbacks of 30 feet
24. The present wall on Grand Teton Drive will be removed and will be reconstructed consistent with the wall and landscape theme along Tenaya Way.
25. The four lots in Parcel 4 adjacent to Grand Teton Drive and west of the existing maintenance facility as shown on the plan as originally submitted, will be removed and additional open space provided.
26. The Developer will support the petition to close Rainbow Boulevard south of Grand Teton Drive.
27. The Developer will pay for the immediate physical improvements necessary to close Rainbow Boulevard south of Grand Teton Drive.
28. The Rainbow Boulevard entrance to the development will be comparable aesthetically to the Buffalo Drive entrance.
29. All lights interior to the development will utilize lower intensity lighting than the city standards and will be of a decorative nature.
30. Construction traffic shall be directed to the development using Buffalo Drive, Grand Teton Avenue and Rainbow Boulevard, north of Grand Teton Avenue.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**NOT TO BE HEARD BEFORE 4:00 P.M. - VACATION RELATED TO Z-0075-91(13) - PUBLIC HEARING - VAC-0051-02 - MOUNTAIN SPA RESIDENTIAL DEVELOPMENT, LIMITED LIABILITY COMPANY ON BEHALF OF PULTE HOMES** - Petition to vacate a 30 foot wide half-street of Horse Drive generally located east of Coke Street, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>122</b>
<b>73</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>1</b>
<b>1</b>

**RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Petition with 46 signatures representing 41 properties
5. Submitted after final agenda – Twenty protest letters
6. Submitted after final agenda: Letter of protest from Pamella A. Bailey
7. Submitted at City Council – Mountain Spa Development History booklet and list of conditions of approval submitted by Attorney Chris Kaempfer
8. Submitted at City Council – Copy of City Council minutes from the 10-02-1991 meeting submitted by Sharon Housley Linsenbardt
9. Submitted at direction of Council: 7/11/2002 and 8/8/2002 Planning Commission transcripts

**MOTION:**

**MACK – APPROVED subject to conditions – UNANIMOUS with WEEKLY excused**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

NOTE: A Combined Verbatim Transcript of Item 143 [Z-0075-91(13)] and Item 144 [VAC-0051-02] is made a part of the Final Minutes.

NOTE: Verbatim Transcripts from the Planning Commission meetings of 7/11/02 and 8/8/02 for Z-0075-91(13) and VAC-0051-02 are made part of the Final Minutes.

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 144 – VAC-0051-02

**MINUTES – Continued::**

MAYOR GOODMAN declared the Public Hearing open.

**APPEARANCES**

CHRIS KAEMPFER, Attorney, Kummer, Kaempfer, Bonner and Renshaw, 3800 Howard Hughes Parkway  
GREG BORGEL, 300 South 4<sup>th</sup> Street  
JOSEPH LAWRENCE, 10134 Neville Court  
MARY CARUSO, 7315 Racel Street  
PAM BAILEY, 6665 Jo Marcy Drive  
SHARON HOUSLEY LINSNBARDT, 7222, 7280 Grand Teton Drive  
CAROL BAILEY, Site Development Planner, Clark County School District, 4212 Eucalyptus  
LOUISE RUSKAMP, Las Vegas resident  
GERALD GILLOCK, 7555 Sisk Road  
KIMBERLY THOMAS, 6775 Whispering Sand Drive  
JACK AVERY, 7235 Racel Street  
BRYAN SCOTT, Deputy City Attorney  
TODD FARLOW, 240 North 19<sup>th</sup> Street  
NEIL GALLATZ, 7315 North Rainbow Boulevard  
JOHN HENRY MELANCON, 7620 Racel Street  
CHERI EDELMAN, Public Works

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: While discussing the traffic study around Silverstone, Grand Teton, the Beltway, Decatur Boulevard and Jones Boulevard, COUNCILMAN BROWN requested that he and COUNCILMAN MACK would like to discuss with Public Works how the entire Northwest Master Roads and Highways Plan is coming along. Additionally, he would like to ensure that the City's Fire Services is included in the evaluation of vacating Rainbow Boulevard.

MAYOR GOODMAN declared the Public Hearing closed.

(4:02 – 5:32)

4-2872/5-1

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 144 – VAC-0051-02

**CONDITIONS:**

1. This Petition of Vacation shall be modified to retain those portions of right-of-way necessary to terminate Buffalo Drive in a cul-de-sac meeting current City Standards. *(Public Works Department)*
2. Dedicate appropriate additional right-of-way to terminate Buffalo Drive in a cul-de-sac meeting current City Standards prior to recordation of the Order of Vacation. *(Public Works Department)*
3. This Petition of Vacation shall be modified to retain a public sewer easement centered over the existing public sewer in the Horse Drive/Buffalo Drive alignment, unless a plan to relocate the existing public sewer is submitted to and approved by the Department of Public Works. If relocation is preferred, such relocation must occur prior to recordation of the Order of Vacation or, if the applicant provides proof that the sewer line is inactive an alternative security acceptable to Public Works may be posted in lieu of relocation prior to recordation of the Order of Vacation.
4. A Drainage Plan and Technical Drainage Study or other related drainage information acceptable to the Flood Control Section must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. *(Public Works Department)*
5. All public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation. *(Public Works Department)*
6. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom shall be provided if required. *(Planning and Development Department)*
7. All development shall be in conformance with code requirements and design standards of all City departments. *(Planning and Development Department)*

CITY COUNCIL MEETING OF SEPTEMBER 4, 2002  
Planning and Development Department  
Item 144 – VAC-0051-02

**CONDITIONS – Continued:**

8. The Order of Vacation shall not be recorded until all of the above conditions have been met provided, however, that Condition #5 may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained. *(Public Works Department)*
9. If the Order of Vacation is not recorded within one (1) year after approval by the City Council or the Planning Commission does not grant an Extension of Time, then approval will terminate and a new petition must be submitted. *(Planning and Development Department)*

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDINGS OR NUISANCE/LITTER ABATEMENTS

NL 2317 REDDON CIRCLE, NL 2000 GOLDHILL AVENUE, U-0003-02, MSH-0004-02, MSH-0005-02, MSH-0006-02, U-0027-93(3), U-0025-98(2), U-0036-95(2), U-0045-02, U-0047-02, U-0088-02, U-0097-02, U-0098-02, U-0099-02, U-0100-02, U-0102-02, V-0052-02, V-0059-02, VAC-0057-02, VAC-0058-02, VAC-0059-02, VAC-0060-02 - 9/18/2002  
**AGENDA**



**AGENDA SUMMARY PAGE**

**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR:** BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

**ADDENDUM:**

None.

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 4, 2002**

**CITIZENS PARTICIPATION:**

Items raised under this portion of the City Council Agenda cannot be deliberated or acted upon until the notice provisions of the Open Meeting Law have been met. If you wish to speak on a matter not listed on the agenda, please step up to the podium and clearly state your name and address. In consideration of others, avoid repetition, and limit your comments to no more than three (3) minutes. To ensure all persons equal opportunity to speak, each subject matter will be limited to ten (10) minutes.

**MINUTES:**

TODD FARLOW, 240 North 19<sup>th</sup> Street, confirmed with COUNCILMAN REESE that a determination has not yet been reached as to whether Sunrise will be closed once the new school is built.

MR. FARLOW asked COUNCILMEN MACK and BROWN if they have any idea how much time and money has gone into the development of the 2020 Master Plan. He commented that there has been a constant parade of people coming before the City Council requesting variances, which are usually approved, without giving any consideration or adherence to the 2020 Master Plan.

(3:15 – 3:18)

**4-1543**

STACY McDANIEL, 4425 South Jones Boulevard, Suite 3, Corporate Office of John Laing Homes, appeared together with RICHARD BRIAN to respond to complaints that have been sent to the City Council, as well as the Building and Public Works Departments, regarding John Laing Homes' handling of their clients' concerns. John Laing Homes has three communities in COUNCILMAN MACK'S Ward in the Tule Springs Master Planned Community. Development of those communities began in 1999 with first deliveries in 2000. All the plans were designed, approved and fully compliant with all the Building codes. A particular issue was with the HVAC systems in three of those communities. The plans were designed by an individual resident of Las Vegas, approved and inspected by the City of Las Vegas Building Department, and yet soon after their customers began to move into their homes, John Laing Homes began to receive complaints about the inadequacy and operation of those HVAC systems. Through 2001, those complaints were investigated and, despite the confusion, contact was maintained with the Building Department.

MS. McDANIEL further stated that her company hired an independent HVAC contractor/designer who informed them that their systems were operating in an inefficient manner. Based on that analysis, John Laing Homes made an independent decision to go forward

# *City of Las Vegas*

## CITY COUNCIL MEETING OF SEPTEMBER 4, 2002 Citizen Participation

### **MINUTES – Continued:**

and retrofit almost all of the homes in all three of those communities, at a cost of approximately three million dollars. John Laing Homes has no recourse against the designer who is at fault in designing these systems. The developer did contact the City of Las Vegas Building Department to apprise them of the fact that there was an issue with these systems. The Building Department was delighted that John Laing Homes acknowledged the problem and voluntarily agreed to take care of the citizens' concerns. There had been questions regarding the need for additional permits, but basically since it involved repairs, no building permit was required. Secondly, had any of these homeowners made an independent decision to replace their systems, they would not have been required to go through the permitting process.

MS. McDANIEL commended the Planning Department staff for working with them to streamline the process so that those legitimate concerns could be addressed. The retrofits have been completed at the Whisper Creek community, and they are approximately 30% through the retrofits in the Four Winds community and 50% complete in the Country Gardens community. Unfortunately, there have been several isolated instances where the homeowners have not been happy with this retrofit process. MS. McDANIEL stated that pressure is being put on the City Council and the Building Department to speed up the process. She assured the Council that all concerns were being addressed. In fact, the developer voluntarily reached out to their customers and asked if there were any other concerns. She also presented a letter of commendation from a community manager who manages five of the communities that John Lang Homes has built.

MAYOR GOODMAN commended MS. McDANIELS for her presentation and asked that she contact both COUNCILMEN MACK and BROWN'S offices. COUNCILMAN MACK indicated that he had a meeting with PAUL WILKINS and a few concerned residents of this particular area and there have been attempts to meet with her company. He is aware that John Lang Homes has been responsive to the citizens' concerns and suggested that MS. McDANIELS contact those people who are dissatisfied. COUNCILMAN MACK stated that his liaison will schedule a meeting with her to further discuss the matter.

(3:18 – 3:27)

**4-1616**

JOSEPH LAWRENCE, 10134 Neville Court, expressed concern about developers not disclosing that variances or waivers have been granted for a particular project. When people buy a home in the City, they do not get a chance to research this information and therefore purchase a home in a neighborhood with no open space, no sidewalks and with narrow streets. It is unfair to the potential future homeowners.

# *City of Las Vegas*

## CITY COUNCIL MEETING OF SEPTEMBER 4, 2002 Citizen Participation

### **MINUTES – Continued:**

Secondly, at the last Planning Commission meeting, the Planning Commission held the Entertainment District item even after staff requested that they go forward. He would like to see this item move forward so that the item can come before the City Council for action.

(3:27 – 3:30)

**4-1998**

MAGALA MOA, 9586 Adobe Arch Court, thanked MAYOR GOODMAN for issuing a proclamation two years ago to FALUN DAFA, also known as Falun Gong. She submitted written comments for the record detailing the Falun Gong meditation system, which promotes truthfulness, compassion and tolerance. She asked that the Mayor and Council assist her organization in obtaining access to the City's communities channel to bring this Chinese legacy to the Las Vegas residents. Their own production crew will provide the programs.

(3:30 – 3:33)

**4-2129**

JESSICA HUANG, 9187 San Gradien, also commented on Falun Gong, a self-improvement practice rooted in ancient Chinese culture. She asked that the Mayor and City Council issue a resolution to uphold the rights of Falun Gong citizens and condemn the inhuman persecution being brought to their great land. She submitted for the record, additional facts on Falun Gong, a copy of Resolution 188 from the U.S. House of Representatives, and a brief introduction on Falun Gong together with a pamphlet.

(3:33 – 3:39)

**4-2242**

STEPHEN REILLY, 7000 Steeple Court, asked how a billboard got erected near Timberlake in Town Center where he believes billboards are not allowed. He asked if it could be removed and asked if other billboards are planned for that area. COUNCILMAN MACK commented that the billboard is not within the City's jurisdiction. DEPUTY CITY ATTORNEY BRYAN SCOTT agreed and added that the interlocal agreement the City has with the County would apply to this type of arrangement. There might be the possibility of seeing more billboards within the County. If it came to the City's attention prior to a billboard being erected, the City could sent a letter indicating the City's opposition to the billboard. The County is aware of the City's policies regarding billboards.

# *City of Las Vegas*

## CITY COUNCIL MEETING OF SEPTEMBER 4, 2002 Citizen Participation

### **MINUTES – Continued:**

MR. REILLY pointed out that within Town Center, there are landscaping and streetscaping that need to be improved. Every Friday and Saturday along the landscaped medians on the Town Center loop road, homebuilders erect directional signs. Perhaps the homebuilders could come up with some other way to direct potential buyers. It angers him to see the blight that these signs cause. Additionally, he sees deterioration in the existing landscaping. There is one palm tree that blew over near Cimarron and Frontage Road that left a big hole in the ground, and it has been there since April. He asked that the City become more vigilant in maintaining all landscaping in Town Center.

(3:41 – 3:45)

**4-2321**

COUNCILMAN BROWN asked the City Attorney's Office to look into the interlocal agreement regarding items that come before the City or County that are handled administratively without City Council or County Commission approval, and whether there are legal means to challenge that administrative decision if that action is found to be in violation of the interlocal agreement. DEPUTY CITY ATTORNEY SCOTT replied that the interlocal agreement addresses only things that actually come before the County Commission versus things that are done administratively. But he will check to see if there are any provisions that would allow the City to either submit an addendum to that interlocal agreement or at least have some say in the administrative decisions.

(3:39 – 3:44)

**4-2472**

JOHN McNELLIS, Deputy Director, Public Works Department, 2412 Wimbledon Drive, thanked CHERI EDELMAN, Public Works, for all the years she has been with the Development Coordination Office and the City of Las Vegas. Today is her last meeting before the City Council as she moves on to become Assistant City Engineer for CHARLIE KAJKOWSKI. MR. McNELLIS announced that BART ANDERSON will take over Development Coordination and he has great confidence in MR. ANDERSON. MAYOR GOODMAN indicated that in all of his briefings with MS. EDELMAN, she was always very pleasant. MS. EDELMAN thanked the Mayor and Council, Planning staff, the City Clerk's Office, and especially the general public. She stated that it has been a pleasure providing customer service as well as being a liaison to the Council. Through the City Engineer's Office she will still continue to work with them on capital improvement projects.

(3:44 – 3:47)

**4-2757**

**MEETING RECESSED: 3:47 P.M. TO 4:02 P.M.**

**MEETING ADJOURNED AT 5:32 P.M.**